Register State Washington

OCTOBER 20, 1993

OLYMPIA, WASHINGTON

ISSUE 93-20



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CITATION

Cite all material in the Washington State Register by its issue number and sequence within that issue, preceded by the acronym WSR. Example: the 37th item in the August 5, 1981, Register would be cited as WSR 81-15-037.

PUBLIC INSPECTION OF DOCUMENTS

A copy of each document filed with the code reviser's office, pursuant to chapter 34.05 RCW, is available for public inspection during normal office hours. The code reviser's office is located on the ground floor of the Legislative Building in Olympia. Office hours are from 8 a.m. to 5 p.m., Monday through Friday, except legal holidays. Telephone inquiries concerning material in the Register or the Washington Administrative Code (WAC) may be made by calling (206) 753-7470 (SCAN 234-7470).

REPUBLICATION OF OFFICIAL DOCUMENTS

All documents appearing in the Washington State Register are prepared and printed at public expense. There are no restrictions on the republication of official documents appearing in the Washington State Register. All news services are especially encouraged to give wide publicity to all documents printed in the Washington State Register.

CERTIFICATE

Pursuant to RCW 34.08.040, the publication of rules or other information in this issue of the Washington State Register is hereby certified to be a true and correct copy of such rules or other information, except that headings of public meeting notices have been edited for uniformity of style.

DENNIS W. COOPER Code Reviser

STATE MAXIMUM INTEREST RATE

(Computed and filed by the State Treasurer under RCW 19.52.025)

The maximum allowable interest rate applicable for the month of October 1993 pursuant to RCW 19.52.020 is twelve point zero percent (12.00%).

NOTICE: FEDERAL LAW PERMITS FEDERALLY INSURED FINANCIAL INSTITUTIONS IN THE STATE TO CHARGE THE HIGHEST RATE OF INTEREST THAT MAY BE CHARGED BY ANY FINANCIAL INSTITUTION IN THE STATE. THE MAXIMUM ALLOWABLE RATE OF INTEREST SET FORTH ABOVE MAY NOT APPLY TO A PARTICULAR TRANSACTION.

WASHINGTON STATE REGISTER

(ISSN 0164-6389) is published twice each month by the Statute Law Committee, Office of the Code Reviser, Olympia, WA 98504, pursuant to RCW 34.08.020. Subscription rate is \$161.85 per year, sales tax included, post-paid to points in the United States. Second-class postage paid at Olympia, Washington.

POSTMASTER: SEND ADDRESS CHANGES TO:

WASHINGTON STATE REGISTER Code Reviser's Office Legislative Building Olympia, WA 98504

The Washington State Register is an official publication of the state of Washington. It contains proposed, emergency, and permanently adopted administrative rules, as well as other documents filed with the code reviser's office pursuant to RCW 34.08.020 and 42.30.075. Publication of any material in the Washington State Register is deemed to be official notice of such information.

Raymond W. Haman Chairman, Statute Law Committee

> Dennis W. Cooper Code Reviser

Gary Reid Chief Assistant Code Reviser Kerry S. Radcliff Editor

Joyce Matzen
Subscription Clerk

STYLE AND FORMAT OF THE WASHINGTON STATE REGISTER

1. ARRANGEMENT OF THE REGISTER

The Register is arranged in the following six sections:

- (a) **PROPOSED**-includes the full text of preproposal comments, original proposals, continuances, supplemental notices, and withdrawals.
- (b) **PERMANENT**-includes the full text of permanently adopted rules.
- (c) **EMERGENCY**-includes the full text of emergency rules and rescissions.
- (d) MISCELLANEOUS-includes notice of public meetings of state agencies, rules coordinator notifications, summaries of attorney general opinions, executive orders and emergency declarations of the governor, rules of the state Supreme Court, and other miscellaneous documents filed with the code reviser's office under RCW 34.08.020 and 42.30.075.
- (e) TABLE-includes a cumulative table of the WAC sections that are affected in the current year.
- (f) INDEX-includes a combined subject matter and agency index.

Documents are arranged within each section of the Register according to the order in which they are filed in the code reviser's office during the pertinent filing period. The three part number in the heading distinctively identifies each document, and the last part of the number indicates the filing sequence with a section's material.

2. PRINTING STYLE—INDICATION OF NEW OR DELETED MATERIAL

RCW 34.05.395 requires the use of certain marks to indicate amendments to existing agency rules. This style quickly and graphically portrays the current changes to existing rules as follows:

- (a) In amendatory sections—
 - (i) <u>underlined material</u> is new material;
 - (ii) deleted material is ((lined out between double parentheses));
- (b) Complete new sections are prefaced by the heading <u>NEW SECTION</u>;
- (c) The repeal of an entire section is shown by listing its WAC section number and caption under the heading REPEALER.

3. MISCELLANEOUS MATERIAL NOT FILED UNDER THE ADMINISTRATIVE PROCEDURE ACT

Material contained in the Register other than rule-making actions taken under the APA (chapter 34.05 RCW) does not necessarily conform to the style and format conventions described above. The headings of these other types of material have been edited for uniformity of style; otherwise the items are shown as nearly as possible in the form submitted to the code reviser's office.

4. EFFECTIVE DATE OF RULES

- (a) Permanently adopted agency rules normally take effect thirty-one days after the rules and the agency order adopting them are filed with the code reviser's office. This effective date may be delayed or advanced and such an effective date will be noted in the promulgation statement preceding the text of the rule.
- (b) Emergency rules take effect upon filing with the code reviser's office unless a later date is provided by the agency. They remain effective for a maximum of one hundred twenty days from the date of filing.
- (c) Rules of the state Supreme Court generally contain an effective date clause in the order adopting the rules.

5. EDITORIAL CORRECTIONS

Material inserted by the code reviser's office for purposes of clarification or correction or to show the source or history of a document is enclosed in [brackets].

1993 - 1994 DATES FOR REGISTER CLOSING, DISTRIBUTION, AND FIRST AGENCY ACTION

Issue No.	Closing Dates 1			Distribution Date	First Agency Hearing Date ³
	Non-OTS & 30 p. or more	Non-OTS & 11 to 29 p.	OTS ² or 10 p. max. Non-OTS		
For Inclusion in	File no later than			Count 20 days from	For hearing on or after
93-21	Sep 22	Oct 6	Oct 20	Nov 3	Nov 23
93-22	Oct 6	Oct 20	Nov 3	Nov 17	Dec 7
93-23	Oct 20	Nov 3	Nov 17	Dec 1	Dec 21
93-24	Nov 3	Nov 17	Dec 1	Dec 15	Jan 4, 1994
94-01	Nov 24	Dec 8	Dec 22, 1993	Jan 5, 1994	Jan 25
94-02	Dec 8	Dec 22, 1993	Jan 5, 1994	Jan 19	Feb 8
94-03	Dec 22, 1993	Jan 5, 1994	Jan 19	Feb 2	Feb 22
94-04	Jan 5	Jan 19	Feb 2	Feb 16	Mar 8
94-05	Jan 19	Feb 2	Feb 16	Mar 2	Mar 22
94-06	Feb 2	Feb 16	Mar 2	Mar 16	Apr 5
94-07	Feb 23	Mar 9	Mar 23	Apr 6	Apr 26

All documents are due at the code reviser's office by 12:00 noon on or before the applicable closing date for inclusion in a particular issue of the Register; see WAC 1-21-040.

STATEMENT OF OWNERSHIP, MANAGEMENT, AND CIRCULATION (Required by 39 U.S.C. 3685)

The WASHINGTON STATE REGISTER (ISSN 0164-6389), is published twice each month by the Statute Law Committee, Office of the Code Reviser, Legislative Building, Olympia, Washington 98504-0552. The filing date of this report was September 30, 1993. The 1993 annual subscription price is \$160 for 24 issues. The general business offices of the publisher are located in the Legislative Building, Olympia, Washington 98504-0552.

The editor is Kerry S. Radcliff, Code Reviser's Office, Legislative Building, Olympia, Washington 98504-0552. There is no managing editor.

The owner is the Statute Law Committee, State of Washington, Legislative Building, Olympia, Washington 98504-0552.

There are no known bondholders, mortgagees, or other security holders.

The extent and nature of the circulation is as follows:

	Average no. copies each issue during preceding 12 months	Actual no. copies of single issue published nearest to filing date
Total no. copies printing	850	850
Paid circulation		55.0
Sales through dealers & carriers, street vendors, & counter sales	60	58
Mail subscriptions	647	691
Total paid circulation	707	749
Free distribution by mail, carrier, or other means; samples, complimentary,		
and other free copies	75	77
Total distribution	782	836
Copies not distributed		03.0
Office use, left over, unaccounted, spoiled after printing	68	14
Returns from news agents	0	0
Total	850	850

I certify that the statements made by me are correct and complete

Kerry S. Radcliff Editor

²A filing of any length will be accepted on the closing dates of this column if it has been prepared and completed by the order typing service (OTS) of the code reviser's office; see WAC 1-21-040. Agency-typed material is subject to a ten page limit for these dates; longer agency-typed material is subject to the earlier non-OTS dates.

³At least twenty days before the rule-making hearing, the agency shall cause notice of the hearing to be published in the Register; see RCW 34.05.320(1). These dates represent the twentieth day after the distribution date of the applicable Register.

Regulatory Fairness Act

The Regulatory Fairness Act, chapter 19.85 RCW, was adopted in 1982 to minimize the impacts of state regulations on small business. RCW 43.31.025 defines small business as "any business entity (including a sole proprietorship, corporation, partnership, or other legal entity) which is owned and operated independently from all other businesses, which has the purpose of making a profit, and which has fifty or fewer employees." The act requires review and mitigation of proposed rules that have an economic impact on more than 20 percent of the businesses of all industries or more than 10 percent of the businesses in any one industry (as defined by any three-digit SIC code).

When the above criteria is met, agencies must prepare a small business economic impact statement (SBEIS) that identifies and analyzes compliance costs and determines whether proposed rules impact small businesses disproportionately when compared to large businesses. When a proportionately higher burden is imposed on small businesses, agencies must mitigate those impacts. All permanent rules adopted under the Administrative Procedure Act, chapter 34.05 RCW, are subject to review to determine if the requirements of the Regulatory Fairness Act apply. Impact statements are filed with the Office of the Code Reviser as part of the required notice of hearing.

AN SBEIS IS REQUIRED

When:

The proposed rule has any economic impact on more than 20 percent of all industries or more than 10 percent of any one industry; or

The proposed rule IMPOSES costs to business that are not minor and negligible.

AN SBEIS IS NOT REQUIRED

When:

The rule is proposed only to comply or conform with a Federal law or regulation;

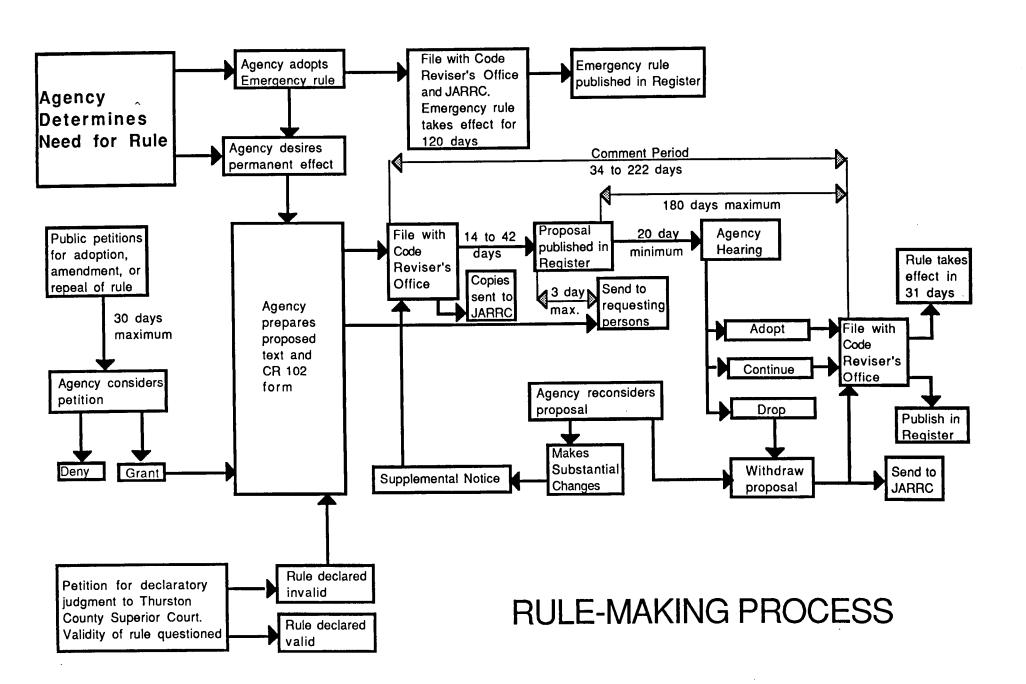
There is no economic impact on business:

The rule REDUCES costs to business;

There is only minor or negligible economic impact;

The rule is proposed as an emergency rule, although an SBEIS may be required when an emergency rule is proposed as a permanent rule; or

The rule is pure restatement of statute.



WSR 93-20-005 PROPOSED RULES GAMBLING COMMISSION

[Filed September 22, 1993, 4:23 p.m.]

Original Notice.

Title of Rule: WAC 230-30-998 Punchboard and pull tab retention requirements—Test.

Purpose: Test for commercial punchboard and pull tab licensees that will reduce used punchboard and pull tab series retention period from four months to two months.

Statutory Authority for Adoption: RCW 9.46.070. Statute Being Implemented: Chapter 9.46 RCW.

Summary: Test will reduce retention period for used series and require monthly records to be complete 15 days after the end of the month. Licensees must receive director's approval to participate in the test.

Name of Agency Personnel Responsible for Drafting: Sharon M. Tolton, Rules Coordinator, Lacey, 438-7685; Implementation: Frank L. Miller, Director, Lacey, 438-7640; and Enforcement: Neal Nunamaker, Deputy Director, Lacey, 438-7690.

Name of Proponent: Washington State Licensed Beverage Association, public and governmental.

Rule is not necessitated by federal law, federal or state court decision.

Explanation of Rule, its Purpose, and Anticipated Effects: Test for commercial punchboard and pull tab licensees, requiring director's approval for participation.

Proposal Changes the Following Existing Rules: Test reduces used series retention requirements, reduces completion of monthly record requirements and adds penalties for violations of test by licensee.

No small business economic impact statement is required for this proposal by chapter 19.85 RCW.

The agency has considered whether these rule changes would create an economic impact on small businesses as defined in chapter 19.85 RCW. It has determined that there are no economic impacts to small business as a result of these proposals for the following reasons: No cost or expenditure of resources; no affect on industry; and no substantive change in existing regulatory scheme.

Hearing Location: SeaTac Radisson, 17001 Pacific Highway South, Seattle, WA 98188, on November 19, 1993, at 10:00 a.m.

Submit Written Comments to: Sharon M. Tolton, Rules Coordinator, Washington State Gambling Commission, P.O. Box 42400, Olympia, WA 98504-2400, by November 17, 1993.

Date of Intended Adoption: November 19, 1993.

September 22, 1993 Sharon M. Tolton Rules Coordinator

NEW SECTION

WAC 230-30-998 Punchboard and pull tab retention requirements—Test. The commission will conduct a test of an alternative retention period for punchboards and pull tabs beginning January 1, 1994, and lasting through December 31, 1994. The following guidelines and restrictions shall apply during the test:

- (1) The test is limited to businesses licensed to operate punchboards and pull tabs as commercial stimulants in jurisdictions which do not require retention of punchboards and pull tabs for a period greater than two months;
- (2) Each licensee must notify the commission in writing of its intent to participate in the test prior to participation. The director may refuse participation to any licensee currently facing administrative charges or facing a probation period for past rule violations;
- (3) The alternative retention period for punchboards and pull tab series and for winning punches and pull tabs shall be a minimum of two months after the end of the month from which punchboard or pull tab series is removed from play:
- (4) Monthly punchboard and pull tab records shall be completed no later than fifteen (15) days following the end of each month and records shall be available for inspection or audit on the next day;
- (5) All test participants shall use the alternative inventory record, authorized under subsection (1)(c) of WAC 230-30-072. Entries to record purchases and placing punchboards and pull tabs in play shall be made to this record no later than the day following receipt or placing out for play;
- (6) For purposes of determining gross gambling receipts for compliance with this title, any difference between recorded and audited gross gambling receipts noted by commission staff, will be applied to an entire year (twelve months) by multiplying the recorded amount by a ratio that is computed by dividing the audited amount by the recorded amount. Prior to applying this ratio, the recorded amount shall be increased for punchboard or pull tab series that are not recorded in the monthly record. The gross gambling receipts for unrecorded boards or series shall be the maximum possible, computed by multiplying the total number of chances available times the price per chance;
- (7) In addition to administrative actions that may be pursued, any test participant that fails to comply with the conditions and limitations set forth above or misstates gross gambling receipts by more than one-half percent (.005) may be immediately removed from the test by the director and at the director's discretion, after a brief adjudicated proceeding, may be required to retain used punchboard and pull tab series for six months. The six month alternative may be required for a period of up to one year.

WSR 93-20-006 PROPOSED RULES GAMBLING COMMISSION

[Filed September 22, 1993, 4:26 p.m.]

Original Notice.

Title of Rule: WAC 230-02-210 Distributor defined, 230-02-230 Manufacturer defined, 230-02-250 Bingo equipment, 230-04-110 Licensing of manufacturers, 230-04-120 Licensing of distributors, 230-08-017 Control of gambling equipment—Use of identification and inspection services stamps, 230-08-025 Accounting records to be maintained by distributors and manufacturers, 230-08-040 Sales invoices—Minimum information to be recorded for transfer of gambling equipment, 230-08-140 Quarterly

activity reports by distributors, 230-08-150 Quarterly activity reports by manufacturers, 230-20-192 Standards for disposable bingo cards-Definitions, 230-20-240 Bingo equipment to be used, 230-20-241 Player selection games, and 230-20-243 Hidden face bingo games.

Purpose: Packet of rules adds bingo equipment as a regulated item.

Statutory Authority for Adoption: RCW 9.46.070.

Statute Being Implemented: Chapter 9.46 RCW.

Summary: WAC 230-02-210 amends rule to add bingo equipment or other authorized gambling equipment to the definition of distributor; WAC 230-02-230 amends rule to add bingo equipment to the definition of a manufacturer; WAC 230-02-250 amends rule to include blowers, reusable and disposable cards, electronic flashboards and electronic player assistance devices to bingo equipment; WAC 230-04-110 amends rule to require a license prior to manufacturing, selling, or supplying gambling equipment to any person(s) within Washington state; WAC 230-04-120 amends rule with current policy and adds bingo equipment as a regulated item that requires a license to sell, rent or service; WAC 230-08-017 amends rule to require identification and inspection services stamps, obtained from the commission, be used to identify gambling equipment and shall be permanently and conspicuously affixed to all equipment and devices designated by the commission; WAC 230-08-025 amends rule to add bingo equipment and cards to record-keeping requirements; WAC 230-08-040 new rule expands information that must be recorded as a sales invoice for sale or transfer of gambling equipment; WAC 230-08-140 amends rule to add reporting requirements for the gross sales of gambling related supplies that could be used to operate punchboards, pull tabs, pull tab dispensing devices, bingo or amusement games that are sold or distributed within Washington state; WAC 230-08-150 amends rule to add reporting requirements for the gross sales of gambling related supplies that could be used to operate punchboards, pull tabs, pull tab dispensing devices, bingo or amusement games that are sold or distributed within Washington state; WAC 230-20-192 new rule establishes manufacturing requirements for disposable bingo cards sold for use in Washington state after December 31, 1993; WAC 230-20-240 amends rule to add requirements for bingo cards used for player selection games, requires Class G and above licensees to use disposable bingo cards or electronically generated cards and prohibits the use of duplicate cards in the operation of Class D or above bingo games; WAC 230-20-241 amendment deletes the requirement for the cards used to have five even columns with preprinted letters; and WAC 230-20-243 new rule establishes requirements for bingo licensees that play bingo games that allow cards to be sold after numbers or symbols have been selected (bonanza, tear-open, etc.).

Name of Agency Personnel Responsible for Drafting: Sharon M. Tolton, Rules Coordinator, Lacey, 438-7685; Implementation: Frank L. Miller, Director, Lacey, 438-7640; and Enforcement: Neal Nunamaker, Deputy Director, Lacey, 438-7690.

Name of Proponent: Charitable/nonprofit study group, bingo distributors and bingo manufacturers in conjunction with staff, public and governmental.

Rule is not necessitated by federal law, federal or state court decision.

Explanation of Rule, its Purpose, and Anticipated Effects: Proposal establishes the requirements for regulating bingo equipment manufactured, sold or supplied within Washington state.

Proposal Changes the Following Existing Rules: Adds new rules and amends existing rules to include bingo equipment as a regulated item and establishes the requirements for regulating bingo equipment.

Small Business Economic Impact Statement: The agency has considered whether these rule changes would create an economic impact on small businesses as defined in chapter 19.85 RCW. It has determined that there are no economic impacts to small business as a result of these proposals for the following reasons: No cost or expenditure of resources; no affect on industry; and no substantive change in existing regulatory scheme.

Hearing Location: SeaTac Radisson, 17001 Pacific Highway South, Seattle, WA 98188, on November 19, 1993, at 10:00 a.m.

Submit Written Comments to: Sharon M. Tolton, Rules Coordinator, Washington State Gambling Commission, P.O. Box 42400, Olympia, WA 98504-2400, by November 17, 1993.

Date of Intended Adoption: November 19, 1993.

Sharon M. Tolton Rules Coordinator

AMENDATORY SECTION (Amending Order 106, filed 4/17/81)

WAC 230-02-210 Distributor defined. A "distributor" is any person who purchases or otherwise obtains a completed piece of equipment for use in authorized gambling activities, including but not limited to punchboards or pull tabs, from any person and sells or otherwise furnishes such equipment, with or without merchandise to be awarded as prizes in connection therewith, to another person for the resale of or the display or operation of that equipment.

As used in these rules, the term "distributor" shall include a person who services and repairs pull tab dispensing devices, bingo equipment, or any other authorized gambling equipment, which shall be authorized so long as the person performing such servicing or repairs is licensed as a distributor or distributor's representative, and makes no addition to, or modification or alteration of, the device.

A manufacturer who sells or otherwise furnishes such equipment not manufactured by him to any other person for resale or for display or operation of that equipment is also a "distributor."

AMENDATORY SECTION (Amending Order 80, filed 12/28/77)

WAC 230-02-230 Manufacturer defined. A "manufacturer" is any person who fabricates or assembles, from raw materials or subparts, a completed piece of equipment or pieces of equipment for use in authorized gambling activities, including but not limited to punchboards and pull tabs and bingo equipment, and who sells or otherwise furnishes the same to any distributor, operator, or retail outlet.

The term shall include, but not be limited to, any person who converts, modifies, combines, adds to, or removes parts or a portion from any item, device, or assembly to further its promotion, sale, or use as a gambling device or gambling record in this state: *Provided*, That a person adding only promotional flares to <u>punchboards</u> or <u>pull tab series to</u> advise the public of the prizes available, the rules of play, and the consideration required shall not be deemed a manufacturer.

The term "manufacturer" shall not include a licensed distributor or distributor's representative who services or repairs pull tab dispensing devices or bingo equipment, so long as no addition to, or modification or alteration of, the device is made: PROVIDED, That distributors may perform modifications provided by manufacturers to upgrade equipment to current technology or to remove and install general purpose equipment for trade-in purposes.

AMENDATORY SECTION (Amending Order 134, filed 6/14/83)

- WAC 230-02-250 Bingo equipment. Bingo equipment includes all equipment ((which)) that is actually used, ((of)) made for use, or sold for the purpose of use, in bingo games for which consideration is charged to participate and ((persons to play and in connection with which)) prizes are awarded to winners. ((Unless otherwise specified, the term shall include)) Bingo equipment includes, but is not ((be)) limited to((, machines)):
- (1) Blowers or other devices from which balls are <u>mixed</u> and <u>randomly</u> withdrawn to determine the letters and numbers to be called((, the balls themselves,));
 - (2) Reusable and disposable bingo cards ((and any));
- (3) Electronic flashboards that interface with the mixing and selection device;
- (4) Electronic player assistance devices, including software or equipment interfaced with such;
- (5) Daubers and ink when sold by a licensed manufacturer or distributor; and
- (6) Any other device commonly used in the direct operation of the game((-)): PROVIDED, that general purpose equipment and supplies that are only indirectly involved in the conduct of the game shall not be deemed bingo equipment. The following equipment and supplies will not be deemed bingo equipment for purposes of this WAC title:
 - (a) Tables, chairs, or card stands;
- (b) Audio or video equipment used only to communicate progress of the game to players;
- (c) Computer or cash register equipment used to record sales or act as a storage medium for records;
- (d) General supplies, such as glue sticks and other items for resale to players; and
- (e) Bingo games manufactured and sold for recreational purposes.
- ((Bingo game sets commonly manufactured and sold as children's games for a retail price of twenty dollars or less shall be presumed not to be bingo equipment for the purposes of this rule unless the set, or portion thereof, is actually used in such a bingo game.))

AMENDATORY SECTION (Amending Order 227, filed 9/18/91, effective 10/19/91)

- WAC 230-04-110 Licensing of manufacturers. (((1) A manufacturer shall obtain a license)) A license must be obtained from the commission prior to manufacturing, selling, or supplying gambling equipment to any person(s) within this state, or for use within this state((, one or more of)). The following definitions and requirements apply to certification and licensing of manufacturers:
- (1) For purposes of this WAC title, "gambling equipment" includes at least the following devices:
 - (a) Punchboards and pull tabs;
 - (b) ((Pull tabs; and
 - (e))) Devices for the dispensing of pull tabs((-));
- (c) Bingo equipment, as defined by WAC 230-02-250; and
- (d) Any gambling equipment or paraphernalia for use in connection with licensed fund raising events or a recreational gaming activity.
- (2) The applicant shall include upon the application form supplied by the commission, the following information, as well as all other information and materials ((which)) that are elsewhere required under these rules:
 - (a) The name and address of the applicant;
- (b) The name and address of each ((of its separate locations manufacturing)) location where such devices are manufactured or stored;
- (c) The name, ((and)) home address, and share of ownership of all owners of the manufacturing business if the business is not a corporation. If the business is a corporation, the name, ((and)) address, and share of ownership of ((each of)) the officers, ((and each of)) the directors of the corporation, and ((of each stockholder owning ten percent or more of any class of stock in the corporation;)) each substantial interest holder;
- (d) A full description of each separate type of ((punchboard, pull tab,)) gambling equipment or device ((for the dispensing of pull tabs which the)) that an applicant seeks to manufacture or to market in this state; ((and))
- (e) The brand name under which each type of gambling device or equipment is sold;
- $((\frac{3}{3}))$ (f) If the applicant is $((\frac{1}{3}))$ incorporated under laws other than the laws of Washington State, then the full name($(\frac{1}{3})$) and business and home address of the agent who is a resident of this state designated pursuant to WAC 230-12-300;
- (((4))) (g) A list of all distributors ((of such devices, punchboards or pull tabs,)) receiving gambling equipment and ((of)) all businesses or organizations located within the state of Washington in which the licensee has ((some)) any financial interest and the details of that financial interest. For the purpose of this subsection, the term financial interest shall include((, among all other interests,)) all arrangements through which a person directly or indirectly receives any portion of the profits of the licensed manufacturer and indebtedness between ((from)) the licensee ((to the)) and any other person, other than a regulated financial institution ((or vice versa)), in excess of five ((hundred)) thousand dollars (\$5,000).
- (((5))) (3) An applicant must demonstrate the ability to comply with all manufacturing restrictions and quality

- control requirements. The licensing process shall include an on-site review of the applicant's manufacturing equipment and process to ensure capability to comply with all regulatory requirements of this WAC title;
- (4) The following information shall be included as an attachment to the application form:
- (a) A list of all affiliated businesses or corporations in which the corporation, officers, directors, or substantial interest holders of the applicant directly or indirectly owns or controls more than fifty percent (50%);
- (b) A list of all jurisdictions in which the organization or any of the officers, directors, or substantive interest holders have been licensed regarding gambling-related activities at any level during the preceding ten years;
- (c) A statement regarding whether the applicant or officers, directors, or substantial interest holders have ever had a license for gambling-related activities denied, revoked, or suspended by any jurisdiction for a period longer than thirty (30) days. All details of such must be provided as a part of the application; and
- (d) A statement acknowledging that all records related to the ownership or operation of the business shall be made available for review at the time and place requested by commission staff. In addition to other records requested, the following shall be available:
- (i) Personal financial records of all substantial interest holders;
- (ii) All records related to the scope of activity, including sales of product and purchases of raw materials and parts; and
- (iii) Records related to any financial or management control of or by customers and suppliers.
- (5) The applicant shall notify the commission within thirty days of any change in the information submitted on or with the application form((-));
- (6) The applicant shall comply with all applicable laws of the United States and the state of Washington and all applicable rules of this commission.

AMENDATORY SECTION (Amending Order 227, filed 9/18/91, effective 10/19/91)

WAC 230-04-120 Licensing of distributors. (((+1))) Prior to selling, renting, or otherwise supplying gambling equipment, supplies, or related paraphernalia, including service of such, to any person within the state of Washington or for use within the state of Washington, a distributor shall first obtain a license from the commission ((for one or more of the following separate licensed activities:)). The following definitions and requirements apply to certification and licensing of distributors:

- (1) For purposes of this WAC title, a license is required to sell, rent, or otherwise provide to any person the following items:
 - (a) Punchboards and pull tabs;
 - (b) ((Pull-tabs;
 - (e))) Devices for the dispensing of pull tabs; ((and))
 - (c) Bingo equipment, including cards; and
- (d) Any gambling equipment or paraphernalia for use in connection with licensed fund raising events((τ)) or <u>a</u> recreational gaming activity.

- (2) The applicant shall include upon the application form supplied by the commission, the following information, as well as all other information and materials required elsewhere in these rules:
 - (a) The full name and address of the applicant;
- (b) The business name and address of each of the separate locations operated by the distributor or where records or inventory will be located;
- (c) The name and home address of all owners if the business is not a corporation. If the business is a corporation, the name and address of each of the officers, each director, and each ((stockholder having ten percent or more of the shares of any class of stock in the corporation;)) substantial interest holder; and
- (d) A full description of each type of punchboard, pull tab, $((\Theta r))$ device for the dispensing of pull tabs, or other gambling equipment or related supplies that the distributor intends to market in this state or for use in this state $((\frac{1}{2}))$.
- (3) ((For each such device, t))The brand name under which ((it)) each type of gambling equipment will be sold;
- (4) If the applicant ((is a distributor located out of state)) does not maintain a business office within the state or is incorporated in another state or county, then the name, business and home address of the agent who is a resident of this state designated by the applicant pursuant to WAC 230-12-300;
- (5) A list of all manufacturers of such devices and all businesses or organizations located in the state of Washington in which the applicant has some financial interest. For the purposes of this subsection, the term financial interest shall include, among all other interests, an indebtedness from the other person to the applicant, or vice versa, in excess of five ((hundred)) thousand dollars((-)) (\$5,000);
- (6) The following information shall be included as an attachment to the application form:
- (a) A list of all affiliated businesses or corporations in which the corporation, officers, directors, or substantial interest holders of the applicant owns or controls more than fifty percent (50%);
- (b) A list of all jurisdictions in which the organization is, or has been, licensed for gambling related activities during the preceding ten years; and
- (c) A statement regarding whether the applicant or officers, directors, or substantial interest holders have ever had a license for gambling-related activities denied, revoked, or suspended by any jurisdiction for a period longer than thirty (30) days. All details of such must be provided as a part of the application; and
- (d) A statement acknowledging that all records related to the ownership or operation of the business shall be made available for review at the time and place requested by commission staff. In addition to other records requested, the following shall be available:
- (i) Personal financial records of all substantial interest holders;
- (ii) All records related to the scope of activity, including sales of product and purchases of raw materials and parts; and
- (iii) Records related to any financial or management control of or by customers and suppliers.

Proposed [4]

- (7) The applicant shall notify the commission within thirty days of any change in the information submitted on or with the application form;
- (8) The applicant shall comply with all applicable laws of the United States and the state of Washington and all applicable rules of this commission.

AMENDATORY SECTION (Amending Order 228, filed 10/15/91, effective 11/15/91)

WAC 230-08-017 Control ((and-use)) of gambling equipment—Use of identification and inspection services stamps. To ensure gambling equipment is used only as authorized, manufacturers, distributors, and operators shall maintain close control over all gambling equipment in their possession. Each transfer of such equipment shall be documented by completing an invoice or other written record setting forth the information required by WAC 230-08-040. ((No-punchboard, series of pull tabs, mechanical or electronie device for dispensing pull tabs shall be sold or purchased for use within this state until an i)) Identification and inspection services stamps obtained from the commission ((has been)) shall be used to identify gambling equipment and shall be permanently and conspicuously affixed ((thereto)) to all equipment and devices designated by the commission. Once attached, ((such)) identification and inspections services stamps shall not be removed, disfigured, or otherwise tampered with by any person. These stamps shall be attached and controlled in the following manner:

- (1) Identification and inspection services stamps shall only be sold ((only)) to and attached by licensed manufacturers((-)) or commission staff: PROVIDED, That a licensed owner of controlled gambling equipment may purchase and attach stamps per WAC 230-30-018;
- (2) The fee charged for ((each)) identification and inspection services stamps shall be set by the commission at a level sufficient to fund regulation and control of gambling equipment. Fees shall be as set out below:
- (a) Punchboards and pull tabs twenty-five cents((-After September 1, 1988, all punchboards and pull tabs series manufactured, if for sale in Washington state must have identification and inspection stamps plus records entry labels attached. Manufacturers who have identification and inspection services stamps on hand after September 1, 1988, which do not have records entry labels attached, will be afforded the opportunity to exchange these stamps, one for one and without cost by submitting them to the commission's Olympia headquarters office prior to October 1, 1988. After October 1, 1988, any stamps returned will be exchanged only after payment of a ten cent service charge, for each stamp as set out in WAC 230-30-018;))
 - (b) Pull tab dispensing devices twenty-five cents;
 - (c) Disposable bingo cards:
- (i) Sets of individual cards or sheets of cards twentyfive cents;
 - (ii) Collations of cards one dollar;
- (d) Other equipment or devices the actual cost of inspection or approval, as determined by the director.
- (((2))) (3) Identification stamps shall only be affixed to gambling equipment or ((punchboards, pull tab series flares and mechanical or electronic)) devices ((for dispensing pull tabs)) in such a manner as to assure reasonable inspection

- without obstruction. If ((punchboards or pull tabs series flares are)) equipment is enclosed or packaged within protective materials, ((after stamps are affixed, then)) the stamps shall be readily visible for inspection without removal of any portion of the protective packaging: ((Provided that)) PROVIDED, That when more than one device is packed in a shipping carton, this requirement shall not apply if the identification and inspection services stamp numbers of all devices contained in the carton are printed or otherwise noted on the outside of the carton. Stamps and records entry labels shall be affixed ((only by licensed manufacturers)) in the following manner:
- (a) <u>Punchboards</u> On the reverse side ((of all punchboards)) in an area that will not obstruct removal of punches: ((Provided, that)) <u>PROVIDED</u>, That if sufficient space is not available on the reverse side, the records entry labels may be wrapped around and/or partially attached to the edge of a punchboard in a manner that will not obstruct display of prizes available or other information required by rules of the commission;
- (b) <u>Pull tabs -</u> On the face or reverse side of the flare ((for all pull tab series)). If placed on the face, then they must be in an area that will not obstruct prizes available or any other information required by rules of the commission;
- (c) <u>Pull tab dispensing devices</u> On the outside of the main body ((of pull tab dispensing devices)), in an area that is not normally removed and replaced, and in a manner that will not obstruct the view of the pull tabs available for play. The records entry labels shall not be affixed to dispensing devices and may be discarded((-)); and
- (d) Disposable bingo cards On the packing label attached to the outside of the shipping carton. Records entry labels shall be attached to the packing slip: PROVIDED, That when a set or collation of cards is packed in more than one shipping carton, the stamp shall be attached to carton number one and the stamp number imprinted on all remaining shipping cartons.
- (((3))) (4) Identification and inspection services stamps shall not be attached to ((punehboards, pull tab series flares or pull tab dispensing)) gambling equipment or devices that do not comply with rules of the commission. If a piece of equipment or a device requires specific commission approval, s((S))tamps shall not be affixed ((to any device)) prior to such approval ((of the device by the commission)).

Reviser's note: RCW 34.05.395 requires the use of underlining and deletion marks to indicate amendments to existing rules. The rule published above varies from its predecessor in certain respects not indicated by the use of these markings.

AMENDATORY SECTION (Amending Order 231, filed 9/18/92, effective 10/19/92)

WAC 230-08-025 Accounting records to be maintained by distributors and manufacturers. Every licensed distributor and manufacturer shall keep and maintain a complete set of records which include all details of all activities of the licensee related to the conduct of the licensed activity. These records shall be recorded using the double entry accounting system and maintained in accordance with generally accepted accounting principles. This system shall also be on the same basis as the licensee's federal income tax return. All records shall be maintained

for a period of not less than three years following the end of the licensee's fiscal year. These records shall be updated at least once a month and provide a monthly balance for each account. The minimum record system shall include the following:

- (1) Sales invoices every manufacturer and distributor shall record every sale, return, or any other type of transfer of punchboards/pull tabs, ((\(\overline{\text{or}}\)) pull tab dispensing devices, or bingo equipment including cards, by completing a standard sales invoice or credit memo. Distributors shall use an invoice in a format prescribed and approved by the commission that includes a separate line for each identification and inspection services stamp number. This invoice shall provide space for the operator to either attach a records entry label or enter the identification and inspection services stamp number and the date the device was placed out for play. These spaces shall be adjacent to the written entry of the identification and inspection services stamp number made by the distributor. These invoices shall set out the following information:
- (a) Each invoice must be prenumbered at the time of purchase. The numbering must be consecutive, using not less than four digits: ((Provided, t)) PROVIDED, That manufacturers may use a computer generated numbering system if the same system is used for all sales and specific numbers can not be input by use of a manual override function:
- (b) The date of sale. For distributors only: If the date of delivery is different, then the delivery date must also be entered:
- (c) The customer's name and an adequate business address;
- (d) A full description of each item sold, including the identification and inspection services stamp number for each item, if attached, and all information required by WAC 230-08-105;((. For all sales occurring after December 31, 1988, distributors shall use a standard invoice in a format prescribed and approved by the commission. A separate line shall be used for each stamp number. This invoice shall provide space for the operator to either attach a records entry label or enter the identification and inspection services stamp number and the date the device was placed out for play. These spaces shall be adjacent to the written entry of the I.D. stamp number made by the distributor;))
- (e) The quantity and sales price of each individual item, including individual items of merchandise to be used as prizes on punchboards and pull tabs;
- (f) The gross amount of each sale to each customer including all discount terms and the total dollar amount of any discount;
- (g) The sales invoice shall be prepared in at least three parts: ((Provided t)) PROVIDED, That ((after December 31, 1988, all distributor)) invoices for sales to operators shall be prepared in ((shall have)) at least four parts((; and the i)). Invoices shall be distributed and maintained as follows:
- (i) The original shall be issued to the customer: PROVIDED, That ((Provided that after December 31, 1988,)) an additional copy of distributor invoices shall be provided to the ((eustomer)) operator;
- (ii) One shall be retained in an invoice file by customer name; and

- (iii) One shall be retained in an invoice file by invoice number or in an alternative manner that accounts for each invoice numerically. This provision may be waived if the licensee receives written commission approval.
- (h) Credit memos for returned items shall be prepared in the same detail as (a) through (g) of this subsection.
- (2) Sales journal the sales journal shall contain at least, but not be limited to, the following by month:
 - (a) The date of the sale;
 - (b) The invoice number of the sale;
 - (c) The customer name or person remitting a payment;
 - (d) Sales shall be categorized at least by the following:
 - (i) Punchboards that pay out cash prizes;
 - (ii) Punchboards that pay out merchandise prizes;
 - (iii) Pull tabs that pay out cash prizes;
 - (iv) Pull tabs that pay out merchandise prizes;
 - (v) Pull tab dispensing devices;
- (vi) Merchandise((: Only that which is used)) that is intended for use as a prize on a punchboard, or pull tab series;
 - (vii) Bingo equipment;
- (viii) Other types of sales <u>directly related to gambling activities</u>, including but not limited to, equipment leases, equipment sales, and ((bingo)) supplies; and
- (ix) Sales and leases of general purpose equipment and supplies indirectly related to gambling activities, including cash registers, scales, tables, chairs, glue sticks, souvenirs, etc.
 - (e) Total amount of the invoice((÷)).
- (3) Cash disbursements book (check register) this record shall include a recording of all checks issued by the licensee, cash payments made by the licensee, or payments made by any other means. All expenses by the licensee, both gambling and nongambling related, shall be documented by invoices or other appropriate supporting documents. Entries to this record shall contain at least, but not limited to, the following information by month:
 - (a) The date the check was issued or payment made;
 - (b) The number of the check issued;
 - (c) The name of the payee; and
- (d) Each disbursement shall be categorized by type of expense.
- (4) Cash receipts all cash receipts shall be recorded in an original book of entry whether it be a sales journal, a check register, or a separate cash receipts journal, and at a minimum shall include a recording of not only cash sales, but also cash received from all sources, and shall contain at least, but not limited to, the following by month:
 - (a) The date the payment was received;
 - (b) The name of the person remitting the payment;
 - (c) The amount of payment received((;)).
- (5) General ledger each licensee whose gambling related sales exceed \$500,000 per year, shall have a general ledger which shall contain, in addition to all other accounts by month, a separate sales account for each type of sale((-));
- (6) Bank reconciliation a bank reconciliation shall be performed each month. In addition, all ((undeposited)) funds that have not been deposited at year end shall be reconciled in an account titled "cash on hand"; ((-))
- (7) Copies of all financial data which support tax reports to any and all governmental agencies((-));

- (8) Manufacturer shall maintain records that provide an accountability trail for all identification and inspection stamps purchased. These records shall include enough details to allow audit of all used, unused, and damaged stamps and includes the following minimum items:
 - (a) The name of the purchaser;
 - (b) The date of the sale; and
 - (c) The invoice number recording the sale.
- (9) An alternative format may be used for subsections (1)(a), (g)(ii), (g)(iii), (h), (2), and (3), of this section upon advance written approval from the commission.

Reviser's note: The typographical errors in the above section occurred in the copy filed by the agency and appears in the Register pursuant to the requirements of RCW 34.08.040.

NEW SECTION

WAC 230-08-040 Sales invoices—Minimum information to be recorded for transfer of gambling equipment. In addition to entries required by WAC 230-08-025, the following information shall be recorded on invoices for sales or transfer of gambling equipment:

- (1) Punchboards/pull tabs for each board or series:
- (a) Trade name of device;
- (b) Type of device;
- (c) Form number or other manufacturer-assigned scheme to specifically identify a device, including the size or number of chances; and
 - (d) Identification and inspection services stamp number.
 - (2) Pull tab dispensing devices:
 - (a) Trade name of device;
 - (b) Type of device; and
 - (c) Identification and inspection services stamp number.
- (3) Disposable bingo cards for each set of cards or collation of packets:
 - (a) Type of product, including product line;
- (b) Description of product, including the number of cartons, "series", "on", "cut", and "up";
 - (c) Identification and inspection services stamp number;
- (d) Serial number or, if packets, serial number of the top page;
- (e) Color and border pattern or, if packets, color and border pattern of the top page; and
- (f) The unit or package number when a series or collation has been divided as authorized in WAC 230-20-192(6).
 - (4) All other gambling equipment:
 - (a) Trade name of device;
 - (b) Type of device;
- (c) Serial number or other identification numbers or characteristics; and
 - (d) Identification and inspection services stamp number.

AMENDATORY SECTION (Amending Order 201, filed 11/27/89, effective 12/28/89)

WAC 230-08-140 Quarterly activity reports by distributors. (((1))) Each licensed distributor shall submit an activity report to the commission concerning sales and services relating to gambling activities each quarter((. The)) by completing a report form ((shall be)) furnished by the

commission. The following requirements shall be followed for completion and filing of activity reports:

- (1) Quarterly reporting periods are defined as:
- (a) January 1st through March 31st;
- (b) April 1st through June 30th;
- (c) July 1st through September 30th; and
- (d) October 1st through December 31st.
- (2) The completed report shall be received in the office of the commission or postmarked no later than thirty (30) days following the end of the period for which it is made((-)):
- (3) The report shall be signed by the highest ranking executive officer or their designee. If the report is prepared by someone other than the licensee or their employee, then the preparer's name and business telephone number must be provided((τ));
- (4) The report shall include, among other items, the following:
- (a) The gross ((receipts from all)) sales of ((devices,)) gambling related supplies or equipment or merchandise of any kind which could be used to operate, or in connection with, punchboards, pull tabs, pull tab dispensing devices, bingo, or amusement ((electronic crane)) games, where such sales are made in the state of Washington or for use or distribution within this state((-));
- (b) The quantity of each specific type of device, equipment or merchandise sold within this state or for distribution and use within this state by the licensee((-));
- (c) A listing of the name and address of each person who was a distributor's representative for the licensee during the three month period or who attempted to solicit sales of such devices, equipment or merchandise, either within the state of Washington or for use or distribution within the state((-)); and
- (d) The number of employees in the state of Washington other than those listed in $((\frac{(3)}{2}))$ (c) above.
- (5) Each distributor with an active license must submit a report regardless of the level of activity. If no activity was conducted during the period, a report stating "no activity" shall be submitted((.));
- (6) If a licensee does not renew their license, then they shall file a report for the period between the previous report filed and the expiration date of the license.

AMENDATORY SECTION (Amending Order 201, filed 11/27/89, effective 12/28/89)

WAC 230-08-150 Quarterly activity reports by manufacturers. Each licensed manufacturer shall submit an activity report to the commission concerning all sales and services relating to gambling activities each quarter((. The)) by completing a report form ((shall be)) furnished by the commission. The following requirements shall be followed for completion and filing of activity reports:

- (1) Quarterly reporting periods are defined as:
- (a) January 1st through March 31st;
- (b) April 1st through June 30th;
- (c) July 1st through September 30th; and
- (d) October 1st through December 31st.
- (2) The completed report shall be received in the office of the commission or postmarked no later than thirty (30)

days following the end of the period for which it is made((-));

- (3) The report shall be signed by the highest ranking executive officer or their designee. If the report is prepared by someone other than the licensee or their employee, then the preparer shall also sign the report((.));
- (4) The report shall include, among other items, the following:
- (a) The gross ((receipts from all)) sales of ((devices,)) gambling related supplies or equipment, or merchandise of any kind which could be used to operate, or in connection with, punchboards, pull tabs, pull tab dispensing devices, bingo, or ((electronic crane)) amusement games, when such sales are made in the state of Washington or for distribution or use within the state of Washington((-));
- (b) The quantity of each specific type of such device, equipment, or merchandise sold within the state or for distribution or use within the state of Washington by the licensee((-));
- (c) A listing of the name and address of each person who was a manufacturer's representative for the licensee or who solicited sales of such devices or equipment for or on behalf of the licensee within the state of Washington or for use or distribution within the state((-,)); and
- (d) The number of employees in the state of Washington other than those listed in $((\frac{3}{2}))$ (c) above.
- (5) Each manufacturer with an active license must submit a report regardless of the level of activity. If no activity was conducted during the period, a report stating "no activity" shall be submitted((-));
- (6) If a licensee does not renew their license, then they shall file a report for the period between the previous report filed and the expiration date of the license.

NEW SECTION

- WAC 230-20-192 Standards for disposable bingo cards—Definitions. Disposable bingo cards sold for use in the state of Washington after December 31, 1993, shall be manufactured and controlled using processes and procedures that ensure integrity of the activity and facilitates regulation by the commission. Manufacturers of disposable bingo cards shall comply with the following requirements:
- (1) Manufacturers shall establish quality control procedures necessary to ensure manufacturing processes, including collating of cards into packs or packets, meet the requirements of this section. Quality control procedures shall be documented and provided to commission staff upon request;
- (2) For purposes of this WAC title, the following definitions apply:
- (a) "Card" or "Face" means a unique group and configuration of numbers or symbols imprinted on paper, cardboard, or other materials, and designed to be used to conduct bingo games;
- (b) "Card number" means the number assigned by the manufacturer to identify a single card or face. A "card number" may also be referred to as a "face" or "perm" number;
- (c) "Collate" means the process of cutting and/or assembling master sheets or precut sheets of cards from one or more sets of cards into packets or books for marketing

- purposes. "Collate" may also be referred to as "finish" or "finishing";
- (d) "Collation" means a group of packets or books of cards assembled from more than one set of cards;
- (e) "Consecutively numbered" means a numbering system normally beginning with the number one, increased by one for each individual unit added to the group, and ending with a number identical to the total number of units assigned to that group;
- (f) "Cut" means the layout or orientation of cards or sheets of cards subdivided from a master sheet of cards or faces. A "cut" will be either square, horizontal, or vertical;
- (g) "Disposable bingo card" means a non-reusable paper bingo card manufactured by a licensed manufacturer;
- (h) "Duplicate cards" means two or more cards that are imprinted with the same numbers or symbols, regardless of the configuration or location of such numbers or symbols on the card;
- (i) "On" means the number of cards or faces imprinted on a sheet or "cut". The term is normally preceded by the number of cards;
- (j) "Pack" or "Packet" means a group of cards or sheets of cards collated into a book when each page or sheet in the book is intended for use to play a separate bingo game, including "on-the-way" games, within a session;
- (k) "Product line" means a specific type of card, identifiable by features or characteristics that are unique when compared to other types of cards marketed by the manufacturer: PROVIDED, That if the product line is used as a determining factor for assignment of a serial number, the difference between various product lines must be readily identifiable by observation;
- (l) "Serial number" means a number assigned to a set of cards by a manufacturer for identification and tracking purposes when the same number is not used to identify another set of cards from the same product line, color, border pattern, and series in less than 999,999 occurrences or twelve (12) months, whichever occurs first;
- (m) "Series" of cards means a specific group of cards or faces that have been assigned consecutive card or face numbers by a manufacturer. Series are typically identified by the first and last card number in the group of cards, such as "1 to 9000 series";
- (n) "Set" of cards means a specific group of cards from the same product line, which are the same color, border pattern, and imprinted with the same serial number. A "set" of cards may include more than one series of cards or faces;
- (o) "Sheet number" means the number assigned by the manufacturer to identify an arrangement of more than one card that results from dividing master sheets of cards to facilitate marketing;
- (p) "Skip" means the standard spread or difference between card or sheet numbers at different page levels in packs or packets;
- (q) "Subset" means a portion of a set of cards or collation of packets that has been divided by a licensed distributor to facilitate marketing; and
- (r) "Up" means the number of pages or sheets collated into each packet or book of cards. The term is normally preceded by the number of pages or sheets.
- (3) Each card or face in a particular type or product line must be imprinted with a unique set of numbers or symbols

and configuration of numbers or symbols. Duplicate cards within a specific product line are prohibited. Manufacturers of disposable bingo cards are responsible for ensuring that there are no duplicate cards in a set or collation of cards sold to distributors or operators: PROVIDED, That duplicate cards can be collated into packets if they are located at different page levels in the packets and intended only for use during separate games, including "on-the-way" games, within a session. If a manufacturer discovers a duplicate card error or is notified of such by the commission staff or a licensee, it shall immediately comply with the following steps:

- (a) Stop marketing the product line containing duplicate cards in Washington;
- (b) Recall all sets of cards and/or collations of packets or books containing duplicate cards at the same page level;
- (c) Take steps to correct manufacturing or collating processes necessary to ensure duplicate cards are not sold to operators, and inform the commission in writing regarding steps taken;
- (d) Reimburse all operators who submit a claim for prizes paid as a result of selling sets or collations containing duplicate cards when such claim has been validated by commission staff; and
- (e) Reimburse the commission for all cost incurred investigating duplicate card complaints that result in findings that the error was caused by manufacturers.
- (4) Packets of cards must be collated so that each page of the packet:
 - (a) Is from a different set of cards;
- (b) Has skips that are consistent throughout the entire collation and contains cards that are different when compared to other cards or faces in the pack or packet; and
 - (c) Has a different color or border pattern.
- (5) Each set must include an audit system that allows identification of that specific set and each specific card within that set, allows tracking of the transfer of cards from the point of manufacture to operators, and facilitates sale by the operator to the player: PROVIDED, That audit systems that accomplish regulatory requirements using alternative controls may be approved by the commission staff. The audit system shall meet the following requirements:
- (a) Each set of cards manufactured as a specific product line, using the same color and border pattern, will be assigned a unique serial number by the manufacturer. The serial number must be imprinted on each card or face;
- (b) Each card or face must be identified by a card number imprinted on the face of the card: PROVIDED, That cards used in "player selection" games, authorized by WAC 230-20-241, are exempted from this requirement if an alternative control numbering system is used; and
- (c) Each sheet of cards within a set must be identified by a sheet number: PROVIDED, That sheets do not have to be consecutively numbered if an alternative control system is available and disclosed to the operator.
- (6) Each set of cards or collation of packets of cards shall be sold intact as a single unit: PROVIDED, That for ease of marketing to Class E and below operators, distributors may divide sets or collations as authorized below:
- (a) Cartons or packages assembled by manufactures can not be opened;
- (b) Subsets must contain at least one carton or package; and

- (c) Subsets of cards used for "hidden face" bingo games must contain at least one thousand (1,000) cards or sheets of cards.
- (7) In addition to the requirements of subsections (1) through (6) of this section, cards sold to operators for use in the operation of "hidden face" bingo games, authorized by WAC 230-20-243, must meet the following requirements:
- (a) Each card or sheet of cards must be printed, folded, and sealed in a manner that prohibits determination of numbers or symbols, configurations of such on the card, or the card number prior to opening by the player;
- (b) Each card or sheet of cards must have a separate numbering system that is randomly distributed when compared to the card number imprinted in the "free" space. Manufacturers must utilize procedures that mix cards or sheets of cards in a manner that ensures no consistent relationship exists between the "card numbers" and separate numbering system within a set or subset and that there are no patterns or consistent relationships of the location of a specific card number between subsets from different sets;
- (c) The serial number and the additional card or sheet number, required by subsection (b) above, must be imprinted on the outside of the cards or sheets of cards and visible for recording without opening the card or sheet of cards; and
- (d) Each set of cards must contain at least six thousand (6,000) unique faces or patterns of numbers or symbols.
- (8) In addition to the requirements of subsections (1) through (6) of this section, cards sold to operators for use in "player selection" bingo games, authorized by WAC 230-20-241, must be printed on two-part, self-duplicating paper that provides an original and duplicate copy;
- (9) A packing record must be completed for each set of cards or collation of packets and either enclosed inside or in an envelope attached to the carton or package. If the marketing unit contains more than one carton or package, the packing record must be located on carton or package number one. The packing record must include at least the following:
 - (a) Name of manufacturer;
- (b) Description of product, including the "series", "on", "cut", and "up";
- (c) Records entry labels that match the identification and inspection services stamp attached to the packing label on the outside of the carton or package;
- (d) Serial number or, if packets, serial number of the top page;
- (e) Color and border pattern or, if packets, colors and border patterns of all sets and the sequence they are collated in the packet; and
- (f) A record of any missing cards, sheets of cards, or packets.
- (10) Each separate packing or marketing unit containing a set of cards or collation of packets of cards must be identified in a manner that allows determination of the contents without opening the package. If the marketing unit contains more than one case or carton, each unit shall be labeled and numbered. Minimum information to be disclosed on each carton or package:
- (a) The identification and inspection services stamp number;
- (b) Serial number or, if packets, serial number of the top page;

- (c) Color and border pattern or, if packets, color and border pattern of the top page; and
- (d) Number of the carton and the total number of cartons included in the marketing unit;
- (11) Sets of cards, collations of packets, or any other marketing units established by a manufacturer shall be complete and contain the correct number of cards or packets and the specific cards or packets noted on the packing slip: PROVIDED, That up to one percent (1.0%) of the cards in the set may be missing if all missing cards, sheets, or packets are documented on the packing record enclosed in carton or package number one of the marketing unit; and
- (12) To provide the commission and operators the ability to verify the authenticity of winning cards, each manufacturer shall prepare and make available a master verification system for each type or product line of cards it manufactures. This master verification system shall provide a facsimile of each card within a set of cards by the card number. The master verification system shall display the exact numbers or symbols and the location or configuration of numbers or symbols on the card.

Reviser's note: The typographical error in the above section occurred in the copy filed by the agency and appears in the Register pursuant to the requirements of RCW 34.08.040.

AMENDATORY SECTION (Amending Order 218, filed 11/26/90, effective 12/27/90)

WAC 230-20-240 Bingo equipment to be used. The conduct of bingo must include the following required items:

- (1) A mechanical device ((which)) that uses ((an)) air flow for mixing and randomly withdrawing balls to determine the letters and numbers or symbols to be called must be utilized by all Class D and above operators. This device shall be constructed in ((a)) the following manner ((that)):
- (a) It w((W))ill allow participants full view of the mixing action of the balls; and
- (b) The operation cannot be interrupted to change the random placement of the balls at the exit receptacle of the device, except when the device is shut off as allowed by WAC 230-20-246.
- (2) A set of seventy-five balls bearing the numbers one (1) through seventy-five (75) and the letters B, I, N, G, ((and)) or O. The ((75)) entire set of balls shall be available for inspection by the players before a bingo session begins to determine that all are present and in operating condition. Each numbered ball shall be the same weight as each of the other balls and free from any defects((-));
- (3) Flashboards shall be utilized to display numbers called at all Class D and above bingo games. They must be visible to all players and clearly indicate all numbers that have been called: *PROVIDED*, That malfunctions occurring during a bingo occasion need not be repaired during that occasion, but must be repaired before use on any other occasion:
- (4) ((Except as provided for under WAC 230 20 241, hardcards and disposable b)) Bingo cards must be preprinted, manufactured cards ((and)) that meet the following standards:
- (a) H((h)) ave twenty-five spaces, one of which may be a free space, arranged in five even columns headed with the letters B, I, N, G, and O((-)), and except for the free space.

- imprinted with numbers and symbols: PROVIDED, That bingo cards used for conducting player selection games are exempt from the requirements of this subsection if the requirements of WAC 230-20-241 are followed;
- (b) Be manufactured by a licensed manufacturer: PROVIDED, That electronically generated bingo cards authorized by WAC 230-20-101(3) may be produced by the operator using a printer interfaced with an electronic data base system;
- (c) All disposable bingo cards must meet the requirements of WAC 230-20-192; and
- (d) Electronically generated cards and supporting equipment must meet the requirements of WAC 230-20-101(3).
- (5) Effective January 1, 1994, all Class G and above bingo licensees shall conduct bingo games using disposable bingo cards or electronically generated cards. All income must be receipted for by using the audit system required by WAC 230-20-192 in conjunction with appropriate receipting system required by WAC 230-20-101 (3), (4), or (5);
- (6) Effective January 1, 1994, duplicate cards, as defined in WAC 230-20-192, are prohibited in the operation of bingo games conducted by Class D or above licensees. Operators are advised that conducting games using cards manufactured by different manufacturers may result in duplicate cards being placed in play and that the majority of cards in the "1 to 9000 series" are duplicate, regardless of the manufacturer. Duplicate card violations that result from use of cards from different manufacturers shall be the responsibility of the operator: PROVIDED, That this section shall not apply to braille cards, authorized by WAC 230-20-246(4), if the operator takes steps to prevent duplicate cards and informs players regarding limitations to prizes when winners have duplicate cards because braille cards are being played;
- (7) If duplicate cards are inadvertently sold at bingo games conducted by Class D or above licensees, the following procedures and restrictions apply:
- (a) If all winners with duplicate cards are paid the entire prize amount that would be due if there were no duplicate cards, the licensee shall not be deemed to be in violation of this section;
- (b) The amount of the prize for games with winners having duplicate cards shall be computed and paid using the following guidelines:
- (i) Games that provide a bonus for a single winner If all winners have duplicate cards then all winners shall be paid the bonus;
- (ii) Games that result in multiple winners, some of which are players with duplicate cards The split of the prize pool will be computed by counting all duplicate card winners as one. After the prize pool split is computed using this method, all winners will be paid according to the computed prize split;
- (iii) If the prize pool contains noncash or merchandise prizes, the amount added to the prize pool for computing the split shall be the licensee's cost or retail value, whichever is posted in the game schedule: PROVIDED, That manufacturers shall not be responsible for increases to the prize pool required by this subsection; and
- (iv) If the prize is greater than one thousand dollars, the operator shall not be required to increase the total prize pool

- by more than fifty percent (50%) or five thousand dollars (\$5,000), whichever is less: PROVIDED, That this limitation shall only be authorized once within a twelve (12) period. If this limitation has been used within the last twelve (12) months, the full prize amount shall be paid to all holders of duplicate cards.
- (c) Increases to prize pools as a result of duplicate card errors, for which the licensee is not reimbursed by a manufacturer, may be deducted from prize payouts for computing compliance with WAC 230-20-064;
- (d) Details of circumstances that resulted in duplicate cards being sold shall be documented and maintained as a part of the daily bingo record for the session;
- (e) The commission shall be notified within forty-eight hours after discovery of a duplicate card error if:
- (i) Caused by manufacturer printing, packaging, or collation errors; or
- (ii) Any player winning with a duplicate card was not paid the entire prize amount.
- (f) Licensees shall pursue reimbursement of all prizes paid due to errors from the manufacturer responsible for such errors.
- (((5) Each set of disposable bingo cards must be consecutively numbered from the first card to the last card, or from the first sheet of cards to the last sheet of cards. Each card or sheet must have printed on its face both its individual card or sheet number, and the series number assigned by the manufacturer to that set of disposable cards: PROVIDED, That cards used in player selection games may be exempted from having separate series numbers if:
- (a) The eard or sheet numbering system has at least six digits and the numbering sequence for any set of eards of the same color does not repeat in less than 999,999 numbers; and
- (b) Cards or sheet of eards of the same color with duplicate series numbers, must not be purchased, maintained, and/or utilized on the bingo premises, prior to completing play of all similarly numbered and colored eards.
- (e) In the instance of games utilizing electronically generated receipts, the receipt is used as the bingo card, and the receipt numbering sequence does not repeat on an individual game before 999,999 receipts have been issued.

Reviser's note: The typographical errors in the above section occurred in the copy filed by the agency and appear in the Register pursuant to the requirements of RCW 34.08.040.

Reviser's note: RCW 34.05.395 requires the use of underlining and deletion marks to indicate amendments to existing rules. The rule published above varies from its predecessor in certain respects not indicated by the use of these markings.

AMENDATORY SECTION (Amending Order 218, filed 11/26/90, effective 12/27/90)

- WAC 230-20-241 Player selection games. A licensee may offer bingo games in which players are allowed to select their own numbers((. In such games, the cards used are not required to have five even columns with preprinted letters)) if the following conditions are met:
- (1) The cards used to conduct the games must have controls that provide an audit trail adequate to determine all

- winning combinations are valid. The following types of cards are authorized:
- (a) Two-part disposable cards may be used if the following conditions are met:
- (i) The cards are printed on two-part, self-duplicating paper ((which)) that provides for an original and a duplicate copy;
- (ii) The disposable card method of receipting for income per WAC 230-20-((100 (1)(e)))101(4) is used((... The licensee shall not purchase or use disposable cards without predesignated numbers and letters unless the purchase invoice contains all the items required by WAC 230-20-101(4). Purchase invoices for all disposable cards, either in play or in the unplayed inventory, are maintained on the premises));
- (iii) Players shall mark their numbers on each card in a distinct, clear, and legible manner prior to separation of the duplicate and original. No alterations are allowed after separation of the duplicate and original cards. Operators shall establish and set forth in plain view, house rules setting out any conditions by which an entry may be added, deleted or changed prior to separation. Any such changes must be verified by a worker authorized by the bingo manager;
- (iv) All original cards shall be placed in containers ((which)) that shall be physically locked and controlled to assure no cards are placed in the container after the first bingo ball is called; and
 - (v) The player retains and plays the duplicate copy((÷)).
- (b) Electronically generated cards may be used if the following conditions are met:
- (i) The electronically generated bingo card method of receipting for income per WAC 230-20-101(3) is used;
- (ii) All data required to be printed on the card by WAC 230-20-101 (3)(b) must be legible; and
- (iii) Players do not mark or deface the card in any manner ((which)) that prevents reading of the bingo numbers or any of the data imprinted on the card as set out in WAC 230-20-101 (3)(d).
- (2) In addition to the requirements of WAC 230-20-102 and WAC 230-20-246(((14))), a winning card for a prize of two hundred fifty dollars (\$250)((-00)) or more ((is)) shall be verified by the winner's signature on the back of the card: Provided, That if a two-part card, allowed by subsection (1)(a) above, is used, the verifying neutral player's name and complete address must be recorded on the back of the original card;
- (3) All winning cards and the duplicate copies, if required, shall be retained by the operator as a part of ((their)) its daily bingo records; and
- (4) Incomplete cards, cards with alterations ((which)) that were not verified per subsection (1)(((e))) (a)(iii) above, and cards for which all required imprinted data is not displayed and legible shall not be paid as winners. Incomplete, altered, and unreadable cards are the players' responsibility and refunds shall not be allowed: *Provided*, That a one-for-one exchange may be made by the game management in cases where errors are discovered prior to the start of the game or ((separation of)) before the duplicate and original sheets have been separated. In this case the operator will mark "void" on the original, initial next to the players initials, and maintain the replaced card with the((if)) daily bingo records.

Reviser's note: RCW 34.05.395 requires the use of underlining and deletion marks to indicate amendments to existing rules. The rule published above varies from its predecessor in certain respects not indicated by the use of these markings.

NEW SECTION

WAC 230-20-243 Hidden face bingo games. Licensees may play bingo games that allow cards to be sold after numbers or symbols have been selected and called if the numbers or symbols imprinted on the cards can not be determined by any means prior to being opened by the player. The following restrictions apply to games involving hidden face bingo cards:

- (1) Cards meeting the requirements of WAC 230-20-192 must be used;
- (2) The disposable bingo card receipting method (WAC 230-20-101 [4]) must be used to receipt for sales of these cards and all inventory requirements set out in WAC 230-08-105 apply;
- (3) To ensure that duplicate cards are not sold during a game, strict compliance with consecutive issuance of cards must be followed and each complete set and/or subset of cards must be sold in its entirety prior to issuance of any cards from a different set and/or subset: PROVIDED, That cards from more than one set may be sold during a game if care is taken to ensure that duplicate cards are not sold;
- (4) All play must be completed during a single session and only involve cards that are sold during that session;
- (5) A new set of numbers or symbols shall be selected and called for each game or set of games if "on-the-way" games are played. Players that have paid to participate in the game must be present when the numbers or symbols are selected:
- (6) The licensee must have a separate display board, visible to the players, for displaying numbers called. The numbers must be constantly displayed until the game is completed: PROVIDED, That for purposes of this section, alternative displays may be utilized in lieu of a flashboard, as required by WAC 230-20-240, if the numbers are displayed on the electronic flashboard during all number selection periods; and
- (7) The requirements of what constitutes a completed game must be documented and clearly posted for player review.

Reviser's note: The brackets and enclosed material in the text of the above section occurred in the copy filed by the agency and appear in the Register pursuant to the requirements of RCW 34.08.040.

WSR 93-20-007 PROPOSED RULES GAMBLING COMMISSION

[Filed September 22, 1993, 4:28 p.m.]

Original Notice.

Title of Rule: WAC 230-08-080 Daily records—Bingo, 230-08-105 Disposable bingo cards—Inventory control records, and 230-20-101 Income from bingo games—Receipting required.

Purpose: Establish requirements for the regulation of disposable bingo cards.

Statutory Authority for Adoption: RCW 9.46.070.

Statute Being Implemented: Chapter 9.46 RCW.

Summary: WAC 230-08-080, amends rule to include additional record-keeping requirements for disposable bingo cards; WAC 230-08-105, new rule that requires the licensee (Class D and above) to control and account for all disposable bingo cards purchased or otherwise obtained by maintaining an inventory control record; and WAC 230-20-101, amends rule to include the inventory control record requirements, electronically generated bingo card requirements and disposable card requirements are clarified.

Name of Agency Personnel Responsible for Drafting: Sharon M. Tolton, Rules Coordinator, Lacey, 438-7685; Implementation: Frank L. Miller, Director, Lacey, 438-7640; and Enforcement: Neal Nunamaker, Deputy Director, Lacey, 438-7690.

Name of Proponent: Charitable/nonprofit study group, bingo manufacturers and bingo distributors, in conjunction with staff, public and governmental.

Rule is not necessitated by federal law, federal or state court decision.

Explanation of Rule, its Purpose, and Anticipated Effects: To establish requirements for licensees Class D and above bingo, necessary to regulate disposable bingo cards.

Proposal Changes the Following Existing Rules: Adds new rules and amends existing rules to include the additional requirements necessary for the regulation of disposable bingo cards.

No small business economic impact statement is required for this proposal by chapter 19.85 RCW.

The agency has considered whether these rule changes would create an economic impact on small businesses as defined in chapter 19.85 RCW. It has determined that there are no economic impacts to small business as a result of these proposals for the following reasons: No cost or expenditure of resources; no affect on industry; and no substantive change in existing regulatory scheme.

Hearing Location: SeaTac Radisson, 17001 Pacific Highway South, Seattle, WA 98188, on November 19, 1993, at 10:00 a.m.

Submit Written Comments to: Sharon M. Tolton, Rules Coordinator, Washington State Gambling Commission, P.O. Box 42400, Olympia, WA 98504-2400, by November 17, 1993.

Date of Intended Adoption: November 19, 1993.

September 22, 1993 Sharon M. Tolton Rules Coordinator

AMENDATORY SECTION (Amending Order 228, filed 10/15/91, effective 11/15/91)

WAC 230-08-080 Daily records—Bingo. In addition to any other requirement set forth in these rules, licensees for the operation of bingo shall be required to prepare a detailed record covering each bingo session as defined in WAC 230-20-170: *Provided*, That operators of bingo games conducted at qualified agricultural fairs and other special locations shall be exempt from this rule, but will be required to keep all operator records by location in order to properly report all information as required by WAC 230-08-250. This detailed daily record shall disclose the following information for each session:

- (1) The gross gambling receipts collected for each separate type of sale, of any kind, for bingo games including, but not limited to, regular games, early bird games, blackout games, special games, or pick up games. These gross gambling receipts ((are to)) shall be supported by ((proper)) receipting records ((as)) required by WAC 230-20-101((-)) and inventory control records required by WAC 230-08-105. Licensees using the combination receipting method shall reconcile the extended value of packets sold to sales recorded per the cash register;
- (2) The amount paid out or accrued for prizes awarded for each bingo game. Each session record shall contain the following minimum information regarding prizes awarded:
 - (a) The game number;
 - (b) The dollar amount or the actual cost of each prize;
 - (c) A complete description of all non((-))cash prizes;
- (d) The consecutive number of the prize receipt issued for each prize;
- (e) The duplicate copy of the prize receipt issued for all prizes awarded during the session;
- (f) The check number of all checks used to pay winners of bingo games: *Provided*, That if the payment must be made by check under the guidelines of WAC 230-20-102 (1)(c), the duplicate copy must be maintained as a part of the session records; and
 - (g) Full details of prizes accrued.
- (3) A statement of the daily net gambling receipts from the licensed activity accruing to the organization, supported by a validated copy of the bank deposit receipt((-));
- (4) The cash on hand at the commencement and the conclusion of each session, along with a reconciliation of cash to the daily net gambling receipts for each session. Steps taken to reconcile overages and/or shortages that exceed ((\$\frac{\$+0}{10}\$)) twenty dollars (\$20) for any session must be documented((-));
- (5) An attendance record indicating the number of people participating and the time the attendance count was made((-1));
- (6) All bingo numbers or symbols selected and called during each game that offers a prize that exceeds two hundred dollars (\$200). The numbers or symbols shall be recorded in the sequence selected. A computer generated "Call sheet" may be used in lieu of a manual record if a print-out of results is made: *Provided*, That the director may approve use of a video recording of the game in lieu of maintaining a "call sheet" if:
- (a) Each session is recorded on a separate tape and tapes are labeled to allow identity of a specific session;
- (b) The quality of the recording allows an observer to note all details of numbers or symbols selected;
- (c) The recording includes the audio portion of the game generated by the caller;
- (d) The video recorder has a tape position indicator function and the approximate tape position is recorded for each game for which a prize of greater than two hundred dollars (\$200) is awarded;
- (e) The time and date of the game are an integral part of the recording and displayed in conjunction with the events being recorded;
- (f) The number of the game is recorded at the start of each game; and
 - (g) Tapes are maintained for at least six months.

- (7) The winning card or face number(s) for each individual prize awarded that exceeds two hundred dollars (\$200): Provided, That if the game is played using disposable bingo cards, the winning card or sheet of cards may be retained in lieu of the card numbers((-));
- (8) A copy of the schedule of the games to be played and prizes available for the session: *Provided*, That if the record is annotated with the effective dates of each game schedule, it may be maintained separately and updated only when a change occurs. Any changes to the advertised and printed game and prize schedule, that occur during a session, must be noted in the session records and verified by the signature of the bingo manager supervising the session and another bingo worker on duty during the session((-));
- (9) All session records must be reviewed for accuracy and signed immediately following completion by the bingo manager responsible for supervising the session((-)); and
 - (10) All records required by this section shall be:
- (a) Recorded in a standard format prescribed by the commission;
 - (b) Recorded during the course of each session; and
 - (c) Retained for a period of not less than three years.

Reviser's note: RCW 34.05.395 requires the use of underlining and deletion marks to indicate amendments to existing rules. The rule published above varies from its predecessor in certain respects not indicated by the use of these markings.

NEW SECTION

WAC 230-08-105 Disposable bingo cards—Inventory control record. All disposable bingo cards purchased or otherwise obtained must be controlled and accounted for by the licensee. This control function shall be accomplished by maintaining an inventory control record prepared in a format prescribed by the commission for Class D and above licensees: PROVIDED, That alternative formats that accomplish regulatory requirements may be approved by commission staff.

- (1) All purchase invoices, or a photocopy thereof, for disposable bingo cards received must be maintained on the bingo premises;
- (2) Manufacturer packing records, required by WAC 230-20-192, shall be maintained as a part of the inventory control record;
- (3) The following information must be recorded for disposable bingo cards, sheets of cards, or collations of packets used for games sold as a package:
- (a) The identification and inspection services stamp number;
- (b) The serial number or, if packets, the serial number of the top page;
 - (c) The number of cards or card packets in the series;
 - (d) The type of card or card packet;
 - (e) The purchase invoice number;
 - (f) The purchase invoice date;
 - (g) Date and session first placed into play; and
- (h) Licensees using the combination receipting method, per WAC 230-20-101(5), shall record the following for each session the collation of cards is sold:
 - (i) The session number and date;
- (ii) The beginning and ending audit control numbers of the top page of the packets;

- (iii) Adjustments for any missing packets, per the manufacturers packing record;
- (iv) The number of packets distributed to sales points and returned as unsold;
 - (v) Total packets issued;
 - (vi) The value of each packet;
- (vii) The extended value obtained by multiplying total packets issued times the value of each packet; and
- (viii) The cumulative number of packets issued from the collation, session-to-date.

AMENDATORY SECTION (Amending Order 218, filed 11/26/90, effective 12/27/90)

WAC 230-20-101 Income from bingo games—Receipting required. All income from bingo games shall be accounted for by the licensee at the time the income is received from each individual player: Provided, That Class A, ((and)) B, and C bingo licensees, organizations conducting bingo under the provisions of RCW 9.46.0321, and bingo activities conducted at a qualified agricultural fair are exempt from the requirements of this rule if the requirements of WAC 230-08-015 are followed. Each individual player shall be issued a receipt at the time of payment for the amount paid to participate in each game or set of games. This receipt shall be retained by the player as evidence that the number of cards being played have been properly purchased. The following methods are authorized for use to document receipt of bingo income:

- (1) Cash register: A cash register receipt may be used to document receipt of bingo income if:
- (a) A consecutively numbered receipt is printed and given to the customer. The following information shall appear upon the receipt:
 - (i) The name of the licensee operating the activity;
 - (ii) The date;
- (iii) The amount of money paid for the opportunity to play each type of game;
 - (iv) The total amount of money paid; and
 - (v) The consecutive customer receipt number.
- (b) The cash register shall have the ability to assign a consecutive four digit customer receipt number to every sales transaction processed. This numbering system must be of a type that can only be reset by service personnel and does not return to zero at the conclusion of any period of use or power interruption: *Provided*, That a cash register which does not meet the above standard but has adequate alternative control features may be used if written commission approval is received prior to use;
- (c) Cash registers used to record receipts for Class D and above licensees shall have the ability to assign a consecutive three-digit number to notate each time transactions are subtotalled or when a set of transactions are totalled and closed((-));
- (d) The cash register shall have sufficient keys to record separately each type of sale as required by WAC 230-08-080;
- (e) The cash register must store and compute a total for each type of sale recorded and must be capable of providing such upon request;

- (f) If the cash register is electronic, the memory unit must retain all transactions recorded during a session, regardless of whether or not its power source is interrupted;
- (g) All cash register receipts for voids, overrings, returns, "no sales" and any other receipts not issued to a player must be retained with the daily bingo records;
- (h) All transactions, customer receipt numbers, and control totals must be recorded on the tape retained in the cash register. The internal tape, showing these transactions, shall be retained with the daily records of the licensee for a period of not less than three years; and
- (i) If the cash register is used by the licensee for purposes other than recording the receipts from bingo, the internal cash register tapes from all other uses shall be retained for not less than three years and be available upon request.
- (2) Tickets: Tickets may be used for receipting of bingo income received by Class F and below licensees and by any class of licensee conducting bingo games authorized by WAC 230-20-242 if the following conditions are met:
- (a) All tickets must be printed by a commercial printer with the following information:
 - (i) A consecutive number of at least four digits; and
- (ii) The dollar value or the amount of money represented by each ticket((;)) if used to receipt for income.
- (b) Each ticket on a roll shall represent the same specific amount of money;
- (c) Tickets shall be issued consecutively from each roll, starting with the lowest numbered ticket;
- (d) All tickets purchased or otherwise obtained must be accounted for by the licensee. All tickets purchased or otherwise obtained by the licensee after June 30, 1991, shall be documented on a vendor's invoice. This invoice, or a photo-copy thereof, shall be maintained on the premises and available for inspection. The following information shall be documented on the purchase invoice for each roll of tickets purchased:
 - (i) Name of vendor;
 - (ii) Name of purchaser;
 - (iii) Date of purchase;
 - (iv) Number of rolls of tickets purchased; and
- (v) The color, dollar value, total number of tickets, and beginning ticket number for each roll.
- (e) An inventory record in a format prescribed by the commission shall be maintained of all tickets on the premises, which are used for income receipting of any type or for conducting bingo games authorized by WAC 230-20-242. All information regarding any tickets received by a licensee shall be entered in the ((log)) inventory record prior to the beginning of the next bingo occasion. The following information must be recorded ((in the ticket log)) for each roll of tickets:
- (i) The date each roll of tickets is purchased or obtained by the licensee;
 - (ii) The purchase invoice number;
 - (iii) The color;
 - (iv) The dollar value of the tickets;
 - (v) The beginning ticket number;
 - (vi) The total number of tickets on each roll; and
- (vii) The individual making the entry into the ((log)) inventory record shall acknowledge the entry by initialing the log at the time of entry.

- (f) The licensee shall record the following information for each separate roll of tickets ((used to receipt for sales)) in its daily records:
 - (i) The color;
 - (ii) The value of each ticket;
 - (iii) The lowest numbered ticket issued as a receipt; and
 - (iv) The highest numbered ticket issued as a receipt((\frac{1}{2})).
- (g) Any ticket, not issued as a receipt during a session, that bears a number falling below the highest numbered ticket issued during that session, shall not be used to receipt for any type of income by the licensee and must be retained by the licensee as a part of its daily records((;)).
- (3) Electronically generated bingo cards: Electronically generated bingo cards may be used to document receipting of bingo income ((if)). For purposes of this WAC title, "electronically generated bingo cards" means bingo cards or faces whose specific numbers or symbols and the sequence in which the numbers or symbols are arranged on the cards or faces has been predetermined by a licensed manufacturer and stored in computer data bases. Such cards must be printed on the premises of the licensed bingo operator during the occasion in which the cards are intended for use, by means of a printer interfaced with the computer. If electronically generated bingo cards are used as receipts, the following conditions must be ((are)) met:
- (a) All cards ((generated)) must be printed on two-part, self-duplicating paper and ((provide)) include an original and a duplicate copy: Provided, That a single copy card may be used if all data imprinted on the card is ((also)) either imprinted on a continuous printed transaction journal retained in the card generating device or stored in the computer data base and printed out at the end of each session;
- (b) The original must be given to the player and the duplicate copy will be retained by the operator as a part of the daily bingo records((. The duplicate copy may be retained in the form of a continuous printed transaction journal));
- (c) In addition to the duplicate ((eard)) copy required by subsection (a) and (b) above, all transactions recorded during a bingo session must be summarized and printed in the form of a permanent record at the end of each session. This record shall provide the following information:
 - (i) The beginning card number;
 - (ii) The ending card number;
 - (iii) The total number of cards sold;
 - (iv) The total dollar amount of sales; and
- (v) The number and dollar amount of all voids, overrings, or sale returns.
- (d) All electronically generated cards must be imprinted with the following information:
- (i) A consecutive transaction number that does not repeat in less than 999,999 transactions;
 - (ii) The name of the licensee operating the activity;
 - (iii) The time and date of the transaction;
 - (iv) The game number;
- (v) The amount of money paid for the opportunity to play each game;
 - (vi) The total amount of money paid; and
- (vii) The <u>numbers and symbols and the card number</u> assigned by the manufacturer or, if printed for use in "player

- selection games" authorized by WAC 230-20-241, the bingo numbers selected by the player.
- (e) An electronic device used to ((generate)) store bingo cards and interface with a printer for providing such to players must contain the following controls:
- (i) A record of all transactions occurring during a session must be retained in memory until the transactions have been totalled, printed, and cleared by the operator, regardless of whether or not the unit's primary power source is interrupted;
- (ii) The ability to compute a total of all transactions occurring during the current session and to print out such upon request; and
- (iii) The circuitry that maintains and controls the time and date of sale((5)) and transaction number must be secured in a manner that prohibits change or resetting except by qualified service personnel. A detailed record, supported by service documents shall be retained for each service call involving a change of the time, date, or transaction number.
- (f) The manufacturer/installer of electronically generated bingo card equipment must prepare a master verification system that provides a facsimile of each card stored in the computer data base and make available to commission staff and operators. The master verification system must identify each card or face by the card number assigned to that particular set of numbers or symbols and the sequence of the numbers and symbols on the card.
- (4) Disposable (throwaway) bingo cards: Disposable bingo cards may be used to receipt for bingo income if the following ((eonditions)) requirements are met:
- (a) Cards must meet all requirements of WAC 230-20-192;
- (b) The inventory control record required by WAC 230-08-105 must be completed: PROVIDED, That the requirements of subsection (2)(h) are not required if disposable cards are used as income receipts;
- (c) Cards or sheets of cards intended for playing a single game, including on-the-way games The following shall be recorded for each set of cards:
 - (i) Serial number;
 - (ii) The color and/or border pattern;
 - (iii) The value of each card or sheet;
- (iv) The lowest consecutive card or sheet number issued as a receipt;
- (v) The card or sheet number of the last or highest packet issued as a receipt;
- (vi) Missing cards or sheets per the manufacturer's packing record;
 - (vii) The number of cards returned and not issued;
 - (viii) The number of cards issued as receipts; and
- (ix) The total gross gambling receipts from all cards issued as receipts.
- (d) Packs or packets of cards sold as a package and intended for playing a defined set of games within a session The following shall be recorded for each set or collation of packs or packets of cards;
- (i) The serial number of the top sheet or page of the packets;
- (ii) The color and/or border pattern of the top sheet or page of the packet;
- (iii) The lowest consecutive card, sheet, or packet number for the first packet issued as a receipt;

- (iv) The card, sheet, or packet number of the last or highest packet issued as a receipt;
 - (v) The number of packets issued as receipts;
 - (vi) The number of packets returned and not issued;
- (vii) Missing packets per the manufacturer's packing record;
 - (viii) The value of each packet; and
- (ix) The total gross receipts from all packets issued as receipts. ((Each disposable eard and/or sheet of eards must have a unique series number assigned. For purposes of this rule, unique shall mean a number that does not repeat in less than 100,000 occurrences;
- (b) Each disposable card within a series of cards shall have a number assigned. This number must be unique to the particular permutation and sequence of bingo game numbers assigned to that eard;
- (e) Each different color of cards and variation in border patterns shall constitute a different series;
- (d) Each disposable eard or sheet of eards sold must represent a specific amount of money which has been paid to the licensee and once a price is assigned, each eard or sheet of eards must be sold for the same price as each other disposable eard or sheet of eards, in the same series;))
- (e) Each disposable card, or sheet or packet of cards, from the same ((series)) set or collation shall be consecutively issued at each individual sales point. Each card, or sheet or packet of cards, which were not issued consecutively during a session, and the audit number is lower than the highest audit number issued as a receipt, shall be retained by the licensee for a period of not less than one year: PRO-VIDED, That cards, or sheets or packets of cards, required by this subsection to be retained may be sold at the next bingo session that the specific set of cards is used; and
- (((f) All disposable eards purchased or otherwise obtained must be accounted for by the licensee. All disposable eards purchased or otherwise obtained by the licensee after June 30, 1991 shall be documented on a vendor's invoice. This invoice, or a photo copy thereof, shall be maintained on the premises and available for inspection by commission staff. The following information shall be documented on the purchase invoice:
 - (i) Name of vendor;
 - (ii) Name of purchaser;
 - (iii) Date of purchase;
 - (iv) Number of series or sets of cards purchased; and
- (v) For each series purchased, the series number, the color and/or border pattern, the total number of sheets of eards, the number of eards per sheet, and beginning sheet or eard number.
- (g) A record in a format prescribed by the commission shall be maintained of all disposable eards purchased or otherwise obtained by the licensee. All information regarding any disposable eards received by the licensee must be recorded in the record prior to the beginning of the next bingo occasion. The following information must be recorded in the disposable eard log:
- (i) The date each set of disposable eards is purchased or obtained by the licensee;
 - (ii) The series number;
 - (iii) The color;
 - (iv) The number of eards per sheet;
 - (v) The beginning card or sheet number;

- (vi) The number of eards or sheets per set; and
- (vii) The individual making the entry into the log shall acknowledge the entry by initialing the log at the time of entry;
- (h) The licensee shall record in its daily records the following information for each separate series of disposable eards used to receipt for bingo income:
 - (i) Series number;
 - (ii) The color;
 - (iii) The value of each eard or sheet;
 - (iv) The beginning eard or sheet number; and
 - (v) The ending eard or sheet number issued as a receipt.
- (i))) (f) Disposable cards issued for each type of sale shall be recorded separately as required by WAC 230-08-080: Provided, That when more than one card or sheet number appears on a sheet of cards issued, then the primary card or sheet numbering system designated by the manufacturer shall be used to determine the beginning number sold and the ending number sold. Each time the numbering of the sheets breaks in the ((series)) set, a separate entry shall be made in the records.
- (((j) Disposable eards or sheets of eards, which were not issued as receipts during a session, that bear a number below the highest numbered eard or sheet issued shall be retained by the licensee as a part of its daily records, along with any leftover eards, or sheets of eards, not issued from the end of a series, and shall not be otherwise used or disposed of by the licensee for a period of not less than three years.))
- (5) Combination receipting system: A combination receipting system utilizing a cash register and disposable bingo cards may be used to receipt for bingo income from disposable bingo card packets. Class G and above licensees shall use this method to receipt for income from disposable bingo card packets. When a combination receipting system is used, the following requirements must be met:
- (a) All requirements for cash register receipting set out in subsection (1) of this WAC section shall be followed;
- (b) Each packet of cards, from the same collation shall be consecutively issued at each individual sales point. Each packet of cards, which were not issued consecutively during a session, and the audit number is lower than the highest audit number issued, shall be retained by the licensee for a period of not less than one year: PROVIDED, That packets of cards required to be retained by this subsection may be sold during the next bingo session that the specific collation of cards is used; and
- (c) The information required by WAC 230-08-105 must be recorded in the inventory control record.

Reviser's note: RCW 34.05.395 requires the use of underlining and deletion marks to indicate amendments to existing rules. The rule published above varies from its predecessor in certain respects not indicated by the use of these markings.

WSR 93-20-008 PROPOSED RULES GAMBLING COMMISSION

[Filed September 22, 1993, 4:31 p.m.]

Original Notice.

Title of Rule: WAC 230-02-511 Attended amusement game defined, 230-02-514 Coin or token activated amusement games—defined, 230-20-508 Authorized amusement games—Types, standards, and classifications, 230-20-509 Amusement games—Classification to be assigned by operator, 230-20-615 Amusement games—Material degree of skill required—Standards, 230-20-630 Fees, rules, prizes and variations in objects to be posted—Fees to be paid in cash or script—Prizes not to differ from those posted, 230-20-700 Coin activated amusement games—Standards, and 230-20-605 Types of amusement games authorized.

Purpose: Packet of rules designed to simplify the approval process for new commercial amusement games and variations of games.

Statutory Authority for Adoption: RCW 9.46.070. Statute Being Implemented: Chapter 9.46 RCW.

Summary: WAC 230-02-511, new section that defines attended amusement game; WAC 230-02-514, new section that defines coin or token activated amusement games; WAC 230-20-508, new section that defines the types, standards and classifications or authorized amusement games; WAC 230-20-509, new section requires the licensed amusement game operator to evaluate each game they operate and determine the group classification; WAC 230-20-615, amends the rule to clarify the standards that will be applied to amusement games in order for a material degree of skill to be present; WAC 230-20-630, amends the rule to include subsection (f), the group number of the game being conducted, in subsection (1); WAC 230-20-700, amends the rule to add token to the title and text. Also adds references of locations authorized under WAC 230-04-138 (1)(f), (g), (i), (j), (k) or (l); and WAC 230-20-605, rule replaced by amended and new rules.

Name of Agency Personnel Responsible for Drafting: Sharon M. Tolton, Rules Coordinator, Lacey, 438-7685; Implementation: Frank L. Miller, Director, Lacey, 438-7640; and Enforcement: Neal Nunamaker, Deputy Director, Lacey, 438-7690.

Name of Proponent: [Gambling Commission], governmental.

Rule is not necessitated by federal law, federal or state court decision.

Explanation of Rule, its Purpose, and Anticipated Effects: Proposal will allow operators to develop new games within specific criteria without having to submit the game for review and request an amendment to WAC 230-20-605.

Proposal Changes the Following Existing Rules: WAC 230-20-605 is repealed. Adds new rules and amends existing rules to define specific criteria operators will use to develop new games.

No small business economic impact statement is required for this proposal by chapter 19.85 RCW.

The agency has considered whether these rule changes would create an economic impact on small businesses as defined in chapter 19.85 RCW. It has determined that there are no economic impacts to small business as a result of these proposals for the following reasons: No cost or expenditure of resources; no affect on industry; and no substantive change in existing regulatory scheme.

Hearing Location: SeaTac Radisson, 17001 Pacific Highway South, Seattle, WA 98188, on November 19, 1993, at 10:00 a.m.

Submit Written Comments to: Sharon M. Tolton, Washington State Gambling Commission, P.O. Box 42400, Olympia, WA 98504-2400, by November 17, 1993.

Date of Intended Adoption: November 19, 1993.

September 21, 1993 Sharon M. Tolton Rules Coordinator

NEW SECTION

WAC 230-02-511 Attended amusement game defined. Any amusement game conducted in a manner which requires the presence or assistance of any natural person, as an attendant, in the regular operation of such game, shall be considered an attended amusement game. Regular operation shall include, but not be limited to; the collection of a valuable consideration from the player(s), providing equipment or components to the player(s) such as to allow participation in the game, and the delivery of merchandise prizes to any player who successfully achieves the stated goal of the delivery of merchandise prizes to any play who successfully achieves the stated goal of the game. Regular operation shall not include any material assistance in the play of the game or any participation in the game by the attendant. Any such game shall be conducted in accordance with all other rules of the gambling commission and provisions of RCW 9.46.

NEW SECTION

WAC 230-02-514 Coin or token activated amusement games defined. Any amusement game consisting of a mechanical, electronic, or electro-mechanical machine or device which allows the player to activate the game by means of inserting one or more coins or tokens, and which dispenses a merchandise prize - or coupons, tickets or tokens which are redeemable for a merchandise prize - upon successfully achieving the stated goal of the game, shall be considered a coin or token activated amusement game. Any such game shall be conducted in accordance with all other rules of the gambling commission and provisions of RCW 9.46.

NEW SECTION

WAC 230-20-508 Authorized amusement games— Types, standards and classifications. The commission hereby authorizes the following amusement games, whether coin operated or not, to be operated by persons possessing a commercial amusement game license, or bona fide charitable or nonprofit organizations possessing a license issued by the gambling commission or when conducted as authorized by RCW 9.46.0321 at an authorized location.

- (1) In all amusement games, a merchandise prize must be awarded to the player, if the player is successful at achieving the objective of the game, with one cost of play.
- (2) All amusement games operated within the state of Washington must meet the standards of at least one of the following classifications:
- (a) Group I Ball Toss/Kick Games: The player throws or kicks a ball or balls in order to achieve a specified goal. Upon achieving the goal of the game, the player is awarded a prize.

- (i) All balls for each game must be uniform in size and weight.
- (ii) All targets for each game must be of the same weight and size or the operator must color code the target and advise the player of the difference in targets if the difference is not visible to the player.
 - (iii) No target may have a loose or floating weight.
- (iv) The weight of any target will not exceed 7.5 pounds.
- (v) When the goal is to estimate the speed of the ball thrown or kicked, a minimum of three balls will be used to estimate the speed by the player and one ball for the actual throw or kick.
- (vi) When ping pong or similar light weight balls are utilized in games requiring the ball to be tossed into a dish, saucer, cup or similar container, water must be placed in the bottom of each such container.
- (b) Group II Dart Games: The player throws one or more darts into a target or target area. Upon successfully achieving a predetermined score, pattern, penetrating and/or breaking a target, or just sticking in the target, the player is awarded prize.
- (i) All darts must be uniform in size and in original condition with the point sharp or functional suction-cup darts and all feathers or tail sections intact.
- (ii) The targets and target area for all dart games must be of a material capable of being penetrated and retaining a metal tip dart; or holding a suction-cup dart.
- (iii) The target area will be in the rear of the stand and will be at least three feet but not more than fifteen feet from a foul line.
- (iv) In "add em up games", when the player must achieve a predetermined score, all darts stuck on the lines will receive another throw. The player has the right to add up the score of the darts thrown.
- (c) Group III Hoop or Ring Toss Games: The player must toss one or more hoops or rings over one or more targets which may consist of bottles, pegs, blocks, prizes, or any item capable of having a ring or hoop tossed over it.
- (i) The operator must specifically advise the player as to the degree that the hoop(s) or ring(s) must go over the target.
- (ii) All hoops or rings for each game must be uniform in size and shape and must be capable of going over the target.
- (iii) All targets used at an individual stand must be the same size or the operator must disclose to the player by posting signs or using color codes to denote the different sizes.
- (d) Group IV Coin/Token Toss Games: The player or players toss one or more coins or tokens onto a surface or into a target or target area. The game must have a clear and unobstructed 36 inch vertical airspace above the target, target area, or surface. The target, target area, or surface must be level. Any game which has a target or target area of four square inches or less must award a prize if any part of the coin or token is within the target or target area.
- (e) Class V Eye/Hand Coordination Games: The player or players perform a task or tasks which requires the player to use the coordination between their hand(s) and eye(s) to successfully complete the task or tasks. The task or tasks may include one or a combination of the following:

- (i) Striking a moving or fixed object or target to include a sequence of moving or fixed objects or targets;
- (ii) Causing object(s) to be launched at target(s) from a device. The objects are aimed so they may land in, on, or through a target(s) to include catching or having the object(s) caught in the target(s);
- (iii) Dropping object(s) onto target(s) or target area(s) or surface(s), to include covering the target(s), target area(s), or surface(s) with the object(s);
- (iv) Capturing, lassoing, hooking, or getting a hold of an object(s) and causing them to move or change position;
- (v) Guiding object(s) or images through a pattern, maze, or task;
 - (vi) Climbing on, over, through, or around object(s); or(vii) Similar tasks.
- (A) If a player is required to cover a spot or specific target area, then the target or target area must be a circular spot.
- (I) The player must receive at least five circular discs to drop on the target or target area.
- (II) The diameter of the circular discs used to cover the target or target area must be at least 64 percent of the diameter of the target spot or area.
- (III) The target spot or area must be permanently affixed to a solid surface.
- (B) A regulation billiard table, balls, and cue must be used for any game requiring a player to perform any task or tasks normally associated with playing billiards or pool.
- (C) In games where objects are launched, tossed, or catapulted at target(s), the launching device shall respond in an identical manner on repetitive uses when an equal amount of force is applied or selected by the player.
- (f) Group VI Strength Test Games: The player(s) test their own strength in performing a task or tasks for a predetermined number of times or length of time. This may include hand, arm, or whole body strength and may also require the player to use a tool or instrument to strike an object or target, which may cause the object to be propelled or travel a specific distance. The task(s) may require the object(s) to strike another object(s) to achieve the objective.
- (g) Group VII Crane Games: The player, using one or more of a variety of control methods, maneuvers a crane or claw device into a position to attempt to retrieve a prize. All games must meet the following conditions:
 - (i) At least twenty seconds playing time per operation.
- (ii) Crane or claw must be capable of reaching, picking up, and dispensing all prizes contained within the machine.
- (iii) The controls for the machine must be clearly labelled as to their function.
- (iv) Prizes must be loose and shall not be packed, arranged, lodged, or intertwined in the machine in any way which would prevent the prize from being picked up by the crane or claw and dispensed.
- (h) Group VIII Penny Fall Games: Penny fall games are electronic or electro-mechanical games in which:
 - (i) The player inserts a coin or token into a chute;
- (ii) The player controls the direction the coin or token falls by aiming the chute;
- (iii) The coin or token will land on a flat surface or surfaces which have a sweeper(s) and/or a pusher arm moving across the surface or surfaces;

Proposed [18]

- (iv) The surfaces shall be level and contain similar coins or tokens;
- (v) A carefully aimed coin or token will cause coins or tokens on the flat surface(s) to be pushed or swept into holes or chutes dispensing the tokens or awarding a set number of tickets to the player;
- (vi) The game may contain additional factors which if properly negotiated or struck by a coin or token, will award additional tickets to the player;
- (vii) The additional factor may be in the form of targets that when lit, grant the player bonus tickets when the coin or token passes over the target;
- (viii) Any such additional targets or bonus opportunities must be activated prior to the player inserting the coin or token to start play and must remain activated for a period of time sufficient to allow the player to attempt to strike or negotiate the targets or bonus opportunities;
- (ix) The skill of the player must be the determining factor in the outcome of the game; and
- (x) Merchandise prizes may be placed on the coins, tokens, or other surfaces in the game and if the prize is pushed into a hole or chute then it is awarded to the player. All such prizes must fit into or down the hole or chute in the game which awards prizes to the player.
- (i) Group IX Ball Roll Down Games: The player rolls one or more balls to a target or target area. Upon achieving the objective of the game, the player is awarded a prize.
- (i) Ball roll down games may be either one player attempting to score a predetermined number of points by landing in a target or target area, or striking and/or knocking down a target or targets.
- (ii) Ball roll down games may be more than one player attempting to score a predetermined number of points, striking and/or knocking down target(s), or landing in a target area. The first player to accomplish the goal is awarded a prize.
- (j) Group X Shooting Games: A game in which the player or players use a device to fire a projectile or projectiles to hit a target or targets. The projectiles may include pellets, BB's, corks, water, electronic beams, light beams, balls, or suction cup darts. The targets may be stationary or mobile. The player or players may be required to;
- (i) Completely shoot out or obliterate a target or portion thereof;
 - (ii) Hit a target or specific portion thereof; or
- (iii) Hold an electronic beam, light beam, or water stream on a target or portion thereof to achieve a specific result.
- (A) All safety requirements of the local city or county ordinances must be observed by the operator and player(s).
- (B) A short range shooting gallery must give a player at least four shots to shoot out a target which has a diameter of 1/4 inch or less, or at least one shot per target which must be struck. Targets must be at least 1/2 inch square and may include a bullseye section which the player must shoot out without touching the outside of the target.
- (C) Shoot-out-the-star games must give the player at least 100 projectiles in an automatic type device to shoot out a star which is no more than one and one quarter inch from point to point.

- (D) Games may award a prize based upon the number of players participating and use a combined score to determine the winner.
- (E) If suction cup darts are used in the game, a player must receive another turn if the dart does not stick to the target area.
- (F) If targets must be knocked over or off of a shelf, then the bases of the targets must be uniform front and rear.
- (G) If a player is required to destroy or obliterate all or part of a target, then the player must have the right to visually inspect the target at the conclusion of the game.
- (k) Group XI Cake Walks and Fish Pond Games: Cake Walks and Fish Ponds, as commonly known, are amusement games. Cake Walks involve a number of players walking on a numbered or color coded circle while music is played. When the music stops, the player(s)' prize is determined by the number or color of the portion of the circle they are standing on. Fish Ponds are games where players receive a prize every time they compete, by either hooking or capturing a fish or similar object floating in a pool of water with a number or symbol on the bottom of the fish or object which corresponds to a prize or the operator may place a prize directly onto the "line" or catching device of the player from behind a curtain or similar obstruction.
- (3) All classifications of amusement games must be operated as either an attended amusement game as defined by WAC 230-02-511 or as a coin or token activated amusement game as defined by WAC 230-02-514.
- (4) No amusement game shall award additional plays as a prize.
- (5) Operators may introduce new games that meet the standards of the applicable classification without prior approval of the commission. New games not falling within the classifications of this rule may be approved by the Director of the gambling commission for a twelve month test period pending submission of a petition to amend the rule.

NEW SECTION

WAC 230-20-509 Amusement games—Classification to be assigned by operator. Licensed operators of amusement games shall evaluate each game being operated under their control and determine the group type, specified by WAC 230-20-508, of each game. Operators shall prepare a list of all such games which they plan to operate during each license year and submit this list to the commission. Such list shall contain the following information:

- (1) The name under which the game is being played; and
 - (2) The Group type of each game.

AMENDATORY SECTION (Amending Order 175, filed 3/15/88)

WAC 230-20-615 Amusement games—Material degree of skill required—Standards. (((1))) Notwithstanding that a material degree of chance exists in any amusement game, no amusement game shall be conducted within the state of Washington unless the outcome of said game depends to a material degree upon the skill of the contestant. ((The director shall determine if a material degree of skill is present and shall submit a report to the commission for final

approval of any game.)) The standard to be applied shall be the following:

(((a))) (1) Do contestants' physical and or mental abilities play an important and integral role in determining the outcome of the game; or is the outcome based upon chance alone; and

(((b))) (2) Would the success rate of the average contestant(s) improve with repeated play or practice.

If the outcome is not based upon chance alone and both (((a) and (b))) subsections (1) and (2) of this section are present, a material degree of skill in the outcome of a game shall be deemed to be present.

AMENDATORY SECTION (Amending Order 227, filed 9/18/91, effective 10/19/91)

WAC 230-20-630 Amusement games—Fees, rules, prizes and variations in objects to be posted—Fees to be paid in cash or script—Prizes not to differ from those posted. (1) No person shall conduct any amusement game at any location within the state of Washington unless there is posted in a conspicuous place, readily visible to persons playing the game, a sign(s) made of permanent material, such as wood, poster board, metal or plastic with lettering at least one and one-half inches in height that contains the following information:

- (a) Fees charged for playing;
- (b) The rules by which the game is to be played;
- (c) Prizes to be won;
- (d) Any variation in the size or weight of objects utilized in the game which is not readily visible to the player; ((and))
- (e) The name of the operator and an assigned concession number; and
 - (f) The group number of the game being conducted.
- (2) Licensed amusement game operators shall assign each concession a number and a list of all concessions and their assigned numbers shall be kept available in the ((show)) concession office.
- (3) No amusement games shall be conducted wherein the price charged for playing said game is paid other than in cash, or in an amount other than that posted upon the premises of said game. The term "cash" as used herein shall include checks. In addition, the operator may accept as consideration, tokens, script or tickets, but only under the following conditions:
- (a) The value of each token, ticket or item of script, as measured by the equivalent amount of cash which a player would have to present in lieu of said token, ticket or script, must be indicated on the face thereof;
- (b) Said tokens, tickets or script are not redeemable for cash;
- (c) Said tickets or script shall bear the name of the operator or sponsor.
- (4) No amusement games shall be conducted within the state of Washington wherein the prize to be given to a prospective winner is other than that posted upon the premises of said game: *Provided, however,* That after an individual player has won two or more prizes, an operator may offer said player the opportunity to exchange said prizes for one or more other prizes, but only if the prize to be received by the player in exchange was on display during the

play of the game. Any prize system which requires forfeiture of previously won prize(s) in exchange for another play is prohibited. Operators of amusement games may utilize a scheme for distribution of prizes wherein the winners of individual prizes receive tickets, which are subsequently redeemable in combination with other tickets won for a merchandise prize.

AMENDATORY SECTION (Amending Order 228, filed 10/15/91, effective 11/15/91)

WAC 230-20-700 Coin or token activated amusement games—Standards. All coin or token activated amusement games operated at locations authorized under WAC 230-04-138 (1)(f), (g), (i), (j), (k), or (l) must have nonresetable coin-in meters, the removal or disconnection of which stops the play of the machine. The meter must be certified as accurate to within plus or minus 1 coin or token in 1,000 plays.

Reviser's note: The spelling error in the above section occurred in the copy filed by the agency and appears in the Register pursuant to the requirements of RCW 34.08.040.

REPEALER

WAC 230-20-605

Types of amusement games authorized.

WSR 93-20-009 PROPOSED RULES GAMBLING COMMISSION

[Filed September 22, 1993, 4:33 p.m.]

Original Notice.

Title of Rule: WAC 230-02-108 Gambling proceeds defined, 230-02-183 Active member defined, 230-02-278 Program services defined, 230-04-024 Bona fide charitable or nonprofit organizations—Minimum qualifications—Restrictions—Definitions, 230-08-255 Bona fide charitable or nonprofit organizations—Significant progress—Group II and Group III licensees, and 230-12-078 Bona fide charitable or nonprofit organizations—Responsibilities—Independent management control structure required.

Purpose: Packet of rules is designed to clarify the commission's policy regarding bona fide charitable or nonprofit organizations responsibilities to conduct gambling activities in accordance with legislative and commission requirements.

Statutory Authority for Adoption: For WAC 230-02-108 and 230-02-278 is RCW 9.46.070; for WAC 230-02-183 is RCW 9.46.0261; and for WAC 230-04-024, 230-08-255, and 230-12-078 is RCW 9.46.070 and 9.46.0209.

Statute Being Implemented: Chapter 9.46 RCW.

Summary: WAC 230-02-108, new rule defines gambling proceeds; WAC 230-02-183, new rule defines active member; WAC 230-02-278, new rule defines program services; WAC 230-04-024, amendment expands and clarifies chapter 9.46 RCW qualification criteria and clarifies procedures currently defined in WAC 230-04-024; WAC 230-08-255, new rule sets the criteria for demonstrating significant progress for Group II and III licensees; and WAC

230-12-078, new rule to ensure that an organization that chooses to conduct gambling activities is aware of their responsibility to conduct the activity in accordance with legislative and commission requirements.

Name of Agency Personnel Responsible for Drafting: Sharon M. Tolton, Rules Coordinator, Lacey, 438-7685; Implementation: Frank L. Miller, Director, Lacey, 438-7640; and Enforcement: Neal Nunamaker, Deputy Director, Lacey, 438-7690.

Name of Proponent: Charitable/nonprofit study group in conjunction with staff, public and governmental.

Rule is not necessitated by federal law, federal or state court decision.

Explanation of Rule, its Purpose, and Anticipated Effects: Proposal will communicate the commission's policy regarding responsibilities of conducting gambling activities and inform organization's officers and board of directors of their fiduciary responsibility to oversee gambling activities and ensure assets generated from gambling activities are protected from misuse.

Proposal Changes the Following Existing Rules: Adds new rules and amends existing rules to clarify bona fide charitable and nonprofit organization's responsibilities when conducting gambling activities.

No small business economic impact statement is required for this proposal by chapter 19.85 RCW.

The agency has considered whether these rule changes would create an economic impact on small businesses as defined in chapter 19.85 RCW. It has determined that there are no economic impacts to small business as a result of these proposals for the following reasons: No cost or expenditure of resources; no affect on industry; and no substantive change in existing regulatory scheme.

Hearing Location: SeaTac Radisson, 17001 Pacific Highway South, Seattle, WA 98188, on November 19, 1993, at 10:00 a.m.

Submit Written Comments to: Sharon M. Tolton, Rules Coordinator, Washington State Gambling Commission, P.O. Box 42400, Olympia, WA 98504-2400, by November 17, 1993.

Date of Intended Adoption: November 19, 1993.

September 22, 1993 Sharon M. Tolton Rules Coordinator

NEW SECTION

WAC 230-02-108 Gambling proceeds defined. For purposes of this title, "gambling proceeds" means:

- (1) All monies remaining from the operation of any gambling activity after payment of prizes and necessary expenses. Expenses are deemed to be necessary when the activity can not be operated without such, or they improve the overall profitability of the activity by increasing gross gambling receipts more than the corresponding increase in expenses; and
- (2) All assets obtained with monies generated from gambling activities. All assets of the organization are presumed to be obtained with gambling proceeds unless the organization maintains complete separation of funds generated from nongambling sources from funds generated from gambling activities.

NEW SECTION

- WAC 230-02-183 Active member defined. For purposes of this title, "active member" means an individual who is a "bona fide member" as defined by RCW 9.46.0261 and meets all of the requirements set out below:
- (1) Did not join the organization specifically to participate in, or be an operator or manager of, gambling activities;
- (2) Is authorized to vote in the election of officers or board members who determine the policies of the organization;
- (3) Has been a member for at least twelve months preceding an application for a gambling license or has been accepted as a member according to guidelines set out in the organization's bylaws and such acceptance recorded in the official minutes of a regular membership meeting: PRO-VIDED, That the minimum time provision does not apply to board members or directors if the organization's membership consists entirely of board members or directors elected or appointed for a limited term;
- (4) Complies with the organization's membership criteria, as set out in its bylaws;
- (5) Lives within the boundaries of Washington State or, if outside the state boundaries, lives within one hundred miles of the main administrative offices of the organization;
 - (6) Is at least eighteen years old; and
- (7) Has, over the last twelve months, participated directly in the activities conducted by the organization. For purposes of this section, the following activities shall be prima facie evidence of direct participation:
- (a) Attended at least one regular membership meeting within the previous twelve months; or
- (b) Voted in person or, if authorized by the organization's bylaws, by proxy, at a meeting at which officers and/or board members were elected within the previous twelve months; or
- (c) Has been actively involved in policy setting for the organization by serving as a member of the board of directors or a similar policy setting position; or
- (d) Has paid dues imposed by the organization during the last twelve months; or
- (e) Has served as a volunteer providing services or raising funds from nongambling sources during the last twelve months; or
- (f) Has maintained a level of communications with the organization that would allow them to demonstrate in-depth knowledge regarding the activities of the organization during the previous twelve months. In-depth knowledge would include:
 - (i) The types of program services provided;
 - (ii) The scope of program services provided;
- (iii) Sources and levels of funding available to the organization; and
- (iv) Key plans, including major programs and capital projects.

NEW SECTION

WAC 230-02-278 Program services defined. For purposes of this title, "program services" means providing care, support, or assistance to individuals, and/or sponsoring or conducting activities that directly relate to a charitable or

nonprofit organization's stated purposes, when such services/activities are:

- (1) Directly provided to the public or the organization's members through programs operated by the organization; or
 - (2) Indirectly provided by:
- (a) Making contributions to individuals or to other service-providing organizations for the charitable use of the public or the organization's members;
 - (b) Funding scholarships; or
- (c) Sponsoring activities directly related to any organizational purposes set out in WAC 230-04-024 (1)(b).

AMENDATORY SECTION (Amending Order 190, filed 4/18/89, effective 7/1/89)

WAC 230-04-024 ((Certification procedure-Charitable and nonprofit organizations—Qualifications. To qualify for a gambling license, an organization must be a bona fide charitable or nonprofit organization as that term is defined in RCW 9.46.0209. A bona fide charitable or nonprofit organization must demonstrate in its initial application and in future annual certification reports, that progress has been made toward meeting its organizational purpose(s) as required by RCW 9.46.0209.)) Bona fide charitable or nonprofit organizations—Minimum qualifications— Restrictions—Definitions. All applicants for certification to conduct gambling activities as charitable or nonprofit organizations must provide conclusive evidence upon initial application and annually thereafter that they are qualified under the requirements of RCW 9.46.0209 and formed and operated for purposes other than to conduct gambling activities. Each applicant shall comply with all of the following requirements and restrictions:

- (1) ((The following)) An organization must be a bona fide charitable or nonprofit organization((s are authorized)) and have been formed and operated for the following purposes in order to conduct gambling activities:
- (a) Any organization duly existing under the provisions of chapters 24.12, 24.20, or 24.28 RCW((-));
- (b) Any organization, ((Organizations)) whether incorporated or not, which ((are organized)) has been formed and operating exclusively for one or more of the ((following)) purposes set out in WAC 230-02-155 and/or WAC 230-02-161;((÷
 - (i) Charitable;
 - (ii) Benevolent;
 - (iii) Eleemosynary;
 - (iv) Educational;
 - (v) Civie;
 - (vi) Patriotie;
 - (vii) Political;
 - (viii) Social;
 - (ix) Fraternal;
 - (x) Athletic; or
 - (xi) Agricultural.
- (e) Any agricultural fair authorized under the provisions of chapter 15.76 or 36.37 RCW.
- (d))) (c) Any corporation which has been incorporated under Title 36 U.S.C. and whose principal purposes are to furnish volunteer aid to members of the Armed Forces of the United States and ((also)) to carry on a system of national and international relief ((and to apply the same in mitigat-

- ing)) to reduce the suffering caused by pestilence, famine, fire, floods, and other national calamities ((and to devise and earry on measures for preventing the same.));
- (((e))) (d) An incorporated city or town in the state of Washington((-)); or
- (((2))) (e) A branch or chapter of a parent organization, ((which)) when such parent organization is itself eligible for licensure((7)). A branch or chapter must demonstrate to the satisfaction of the commission that ((the-branch or chapter was not established and is not and will not be organized and operated with the evasion of the limitations of state law or commission rule on the operation of gambling activities as one of its purposes. The branch or chapter must be organized and operating for one of the purposes set out in subparagraph (1) above and be otherwise)) it has not been formed and operated for purposes of conducting gambling activities and is in its own right qualified to obtain the license sought. The director may require an affidavit signed by the chief executive officer((s)) of the parent organization certifying that the branch or chapter is a bona fide subdivision of the parent organization.
- (2) An organization must have been organized and continuously operating for at least twelve months prior to submission of an initial or annual certification application. For purposes of this section, "continuously operating" means that during the immediate twelve months preceding the application, the organization has provided program services which directly relate to its stated purposes or was actively involved in soliciting funds for providing program services from nongambling sources: PROVIDED, That if the organization's sole function during the immediate twelve months preceding the application has been fund raising, it may be deemed to have not been "continuously operating" for purposes of this section;
- (3) An organization must have at least fifteen active members as defined by WAC 230-02-183, each with an equal vote in elections of officers or board members who determine the policies of the organization;
- (4) An organization must have demonstrated that they have made significant progress toward meeting its stated purposes during the twelve consecutive month period preceding initial application or annual certification. For purposes of this section, "significant progress" means an organization has complied with requirements set out in its bylaws and/or articles of incorporation and has actively engaged in providing program services to the public or members during the entire period under consideration. Such activities will be deemed significant when an organization utilizes a majority of resources it has available, including gambling proceeds, for providing program services. Any organization requesting certification to operate gambling activities in Group II or Group III, as defined in WAC 230-04-040, shall demonstrate it has made "significant progress" by meeting the requirements of WAC 230-08-255;
- (5) An organization must ensure that salaries or wages, if paid are:
- (a) Necessary to economically conduct the activities of the organization; and
- (b) Reasonable when compared to the local prevailing wage scale for similar positions: PROVIDED, That for purposes of this section, "similar position" means a type or classification of position that has a predominance of charac-

teristics, duties, and/or responsibilities that closely approximate those of the position being compared and which the scope of duties and responsibilities are at the same approximate level. Organizations that pay salaries or wages, that are not reasonable when compared to similar positions in the general area of employment, shall be deemed as paying salaries and wages that are based, in part or whole, on gambling receipts received per RCW 9.46.0209.

- (6) An organization must take positive steps to ensure the assets of the organization are protected from misuse, dedicated solely to the purposes of the organization, and do not inure to the benefit of private individuals;
- (7) An organization must provide in its bylaws or, if incorporated, in its articles of incorporation, a statement that upon dissolution all assets of the organization remaining after satisfaction of all its debts must be distributed to another bona fide nonprofit or charitable organization qualified under RCW 9.46.0209;
- (8) An organization shall not accumulate excessive reserves in the form of cash or other assets, not directly related to its organizational purpose(s). Organizations demonstrating excessive reserves may be deemed as being organized primarily for purposes of gambling. For the purposes of this subsection, the following definitions apply:
- (a) Organizational purpose(s) one or more of the lawful purposes contained in RCW 9.46.0209 for which an organization is formed and operated;
- (b) Excessive reserves an amount that is greater than the sum of the licensee's current liabilities (debts due within one year), plus an amount that is not more than total expenditures for program services during the most recently completed fiscal year, plus an amount that is not more than the average net income from combined gambling activities, including any sales activities conducted in conjunction with the gambling activity, such as a snack bar, for a three-month period. This computation shall be based on the most current financial data on file with the commission as required by WAC 230-08-122(2): PROVIDED, That funds reserved with the director's approval, as authorized by subsection (3) of WAC 230-08-255, will be excluded from the computation of excessive reserves: PROVIDED Further, That funds transferred to an endowment or specifically restricted trust fund will not be treated as reserves for purposes of this section if the following restrictions are observed:
- (i) The endowment or specifically dedicated trust fund is either legally irrevocable or restricted in a manner that approval is required by a majority of the membership prior to use or transfer of the principle or corpus;
- (ii) The funds are expressly dedicated for funding new programs, capital projects, or to endow program services;
- (iii) The funds are saved according to a plan that includes the amount to be reserved, the purpose for which the funds are being reserved, and the estimated time the reserves will be used;
- (iv) The plan is approved by the organization's officers or board of directors and the commission; and
- (v) The total amount of gambling proceeds that is transferred to endowments or trust funds, in combination, does not exceed two million dollars (\$2,000,000): PROVID-ED, That an organization may petition the director to exceed this limitation. The director may approve the petition as requested, disapprove with written comments, or approve a

- modified level based on facts presented. The director's decision may be appealed to the commission. Appeal of this decision will be heard at a regular public meeting of the commission under the requirements of WAC 230-50-850. The commission's decision shall be final. Petitions for relief under this section shall include: the reason for the request, including whether the increased reserves are for charitable or nonprofit purposes and planned time-lines for use; the total amount of reserves requested; the impact on programs if the petition is denied; and alternative sources of funding available;
- (c) Cash actual cash, demand deposits, certificates of deposit, money market funds, securities, or other liquid assets;
- (d) Other assets not directly related to the purpose of the organization any nonliquid, long-term investments or assets which would not be normally associated with providing program services or fund raising activities.
- (9) An organization must maintain records to support compliance with the above requirements. Such records shall be completed per WAC 230-08-010, and include details necessary to allow reasonable confirmation of compliance by commission staff. At least the following records shall be maintained:
- (a) Official minutes of all membership and board meetings including issues discussed, decisions made, and members in attendance;
- (b) A current roster of all types of members including names, addresses, and dates they became a member;
 - (c) Current articles of incorporation and bylaws; and
- (d) All correspondence with the Internal Revenue Service and the Secretary of State regarding the organization's status as a nonprofit organization.
- (((3) Each applicant shall be required to provide in its bylaws or, if incorporated, in its articles of incorporation, a statement of dissolution which requires that all assets of the organization remaining upon dissolution after satisfying its debts be distributed to another bona fide nonprofit or charitable organization which has been granted IRS exemption, unless otherwise exempted from this requirement by the commission.
- (4) An organization demonstrating an excessive accumulation of eash or other assets, not primarily related to its organizational purpose(s), may be deemed as being organized primarily for purposes of gambling and therefore ineligible for licensing pursuant to RCW 9.46.0209. For the purposes of this subsection, the following definitions apply:
- (a) Organizational purpose(s) one or more of the lawful purposes contained in RCW 9.46.0209 for which an organization is formed and operated;
- (b) Excessive accumulation—amounts over and above the licensee's liabilities due within one year, plus all expenses of the organization for a six month period. This computation shall be based on the most current financial data on file;
- (c) Cash actual eash, demand deposits, certificates of deposit, money market funds, securities, or other liquid
- (d) Other assets not primarily related to the purpose of the organization—any assets which would not be normally associated with providing charitable or nonprofit services or for providing revenues necessary to conduct such activities.

Reviser's note: The typographical error in the above section occurred in the copy filed by the agency and appears in the Register pursuant to the requirements of RCW 34.08.040.

NEW SECTION

WAC 230-08-255 Bona fide charitable or nonprofit organizations—Significant progress—Group II and Group III licensees. Any charitable or nonprofit organization requesting certification to conduct gambling activities in Group II or Group III, as defined by WAC 230-04-040, must demonstrate it has made significant progress toward meeting its stated purpose(s) during the period under review. Compliance with the following requirements shall be prima facie evidence that an organization has made significant progress:

- (1) It held elections to select officers at least once in the previous two years;
- (2) It held a general membership meeting to conduct the business of the organization at least once in the previous two years;
- (3) It expended at least sixty percent (60%) of the gambling proceeds earned in its most recently completed fiscal accounting year by either directly providing program services or by purchasing capital assets necessary to provide future program services. Reduction of principal on loans and interest expense related to the purchase of program service assets shall be treated as program service expenses during the period they are paid. The amount of gambling proceeds used to provide program services shall be computed by multiplying total program services expenses, less noncash expenses, such as depreciation or amortization, by a ratio determined by dividing gambling proceeds for the period by total income from all sources for the same period: PRO-VIDED, That an organization may be exempted from this provision for up to three years if: it is reserving funds to start or expand specific programs; it expends at least twentyfive percent (25%) of gambling proceeds for providing program services in the current fiscal accounting period; it has a formal plan regarding the funds reserved; and the director approved the plan. An organization will be deemed to have complied with the requirements of this subsection if:
- (a) It expends an amount equal to sixty percent (60%) or more of gambling proceeds earned during the current fiscal accounting period providing program services; or
- (b) It has a formal plan to spend an amount that is equal to or greater than sixty percent (60%) of the gambling proceeds earned in the current period to provide program services in the immediately subsequent fiscal accounting period and the plan is submitted to the commission as a part of its certification application.
- (4) It does not expend more than thirty-five percent (35%) of the total amount spent providing program services for administrative or supporting services or, if more than fifty percent (50%) of program services are provided through indirect methods such as contributions, scholarships, and/or sponsorships, then not more than twenty percent (20%) of the total amount spent for program services shall be spent for supporting services: PROVIDED, That unique, nonrepeating expenses may be factored out of the computation of administrative or supporting services expenditures for compliance with this section: PROVIDED Further, That expenditures that relate to more than one function shall be

allocated to the various functions. Methods of allocation shall be documented and available for commission staff review. The director may grant an exemption to exceed the above limitation when an organization can demonstrate special circumstances. For purposes of this section, "administrative" or "supporting services" expenses shall include management and general overhead expenses which are essential to providing program services but which are not directly attributable to program services. At least the following expenditures shall be considered administrative or supporting services expenses:

- (a) Wages and benefits for general operation of the organization such as executive directors and other management or support personnel (secretarial, reception, bookkeeping, etc);
- (b) Expenses related to providing an administrative office, including rent, depreciation, interest, utilities, taxes, insurance, and supplies;
- (c) General management functions of the organization such as planning (budget etc.), recruiting and training staff, and procuring and distributing materials;
- (d) Scheduling and conducting board, committee, and membership meetings;
- (e) Publicizing the organization (does not include educational materials);
- (f) General expenses related to soliciting contributions and other nongambling fund raising activities. Direct expenses related to a specific fund raising activity shall be deducted from the receipts of the activity and will be treated as supporting services expenses only to the extent total expenses exceed receipts for the activity; and
- (g) Outside supporting services such as accounting, audit, legal, etc.

NEW SECTION

WAC 230-12-078 Bona fide charitable or nonprofit organizations-Responsibilities-Independent management control structure required. It shall be the affirmative responsibility of each charitable or nonprofit organization licensed to conduct gambling activities, and its officers or board of directors, to ensure the legislative intent regarding gambling activities is met. This responsibility shall be fulfilled by developing and maintaining an independent management control system that ensures: gambling activities are closely supervised and operated according to commission guidelines; gambling proceeds are used solely to advance the purposes of the organization; all assets of the organization are protected from misuse or defalcation; and an operating environment that facilitates implementation of the officers' or board of director's policies is maintained. Each charitable or nonprofit organization licensed to conduct gambling activities in Group II or Group III, as defined in WAC 230-04-040, shall fulfill its responsibilities by:

- (1) Developing and implementing a management control system which:
- (a) Will be overseen by an independent slate of officers or board of directors, that has been elected by a process in which all active members have a single vote;
- (b) Includes written policies which set the responsibilities of officers, board of directors, and employees;

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- (c) Includes written policies establishing the scope of authority delegated to officers, board of directors, and employees;
- (d) Includes affirmative management and accounting controls that ensures that all funds and other assets directly or indirectly obtained with gambling proceeds are protected from misuse, dedicated solely to the purposes of the organization, and do not inure to the private use of any person. For purposes of this section, the following uses of gambling proceeds shall not be deemed inurement:
- (i) Providing program services to members or the public; or
- (ii) Expenditures for necessary expenses, including salaries or wages for services to perform the purposes of the organization. Salaries or wages paid to members, officers, board of directors, or direct family members of any of the preceding, shall not be deemed inurement if they are necessary, reasonable, and the decision to pay such is made in an independent management control environment.
- (e) Includes a planning process that sets goals regarding uses of gambling proceeds and allows the officers or board of directors to monitor progress toward meeting such goals: PROVIDED, That organizations reserving funds in endowments or trust funds under limitations in WAC 230-04-024 (8)(b) and (c) must have a formal business plan or budget outlining uses of such;
- (f) Includes a system of internal accounting controls that is designed to reduce errors, minimize risk of defalcations, and safequard assets. The organization's officers or board of directors shall implement procedures to monitor established controls for compliance. The internal accounting control system shall include at least the following controls:
 - (i) Management approval for expenditures;
- (ii) Procedures that restrict access to assets to only those individuals authorized by management;
- (iii) Procedures to ensure all transactions are recorded in accordance with generally accepted accounting principles. Transactions shall be recorded with enough detail to maintain accountability of assets; and
- (iv) Periodic comparison of recorded assets to physical assets and reconciliation of all differences.
- (g) Will be documented and available for commission staff review.
- (2) Maintaining an independent operating environment. An organization's operating environment will be independent when its officers, board members, and supervisory level employees completely separate their personal interests and the interest of the organization: PROVIDED, That an organization shall not be in violation of this section if individual officers or board members acknowledge potential conflicts of interest and abstain from voting on issues that directly or indirectly affect their personal interest. Any potential conflicts of interest situations involving supervisor level employees must be reviewed and approved by the governing board of the organization. All discussions or balloting regarding potential conflicts of interest shall be recorded in the official meeting minutes. Any of the following actions by officers, board members, or supervisory level employees that are not approved by the board of directors and documented in the official minutes shall provide a presumption of the lack of an independent operating environment:

- (a) They directly or indirectly receive financial or personal benefit from the organization or share in gambling proceeds of the organization; or
- (b) They are directly or indirectly responsible for supervision of, or have decision-making authority over transactions that may result in direct or indirect financial or personal benefit to: their direct relatives, including spouses, parents, children, siblings, and similar relationships, whether by blood, adoption, or marriage; persons with whom they maintain a common household; or persons with whom they have a business relationship; or
- (c) They directly or, through lack of action, indirectly allow others to receive or share in the gambling proceeds of the organization.

WSR 93-20-017 PREPROPOSAL COMMENTS DEPARTMENT OF LICENSING

[Filed September 23, 1993, 3:58 p.m.]

Subject of Possible Rule Making: Changes in expiration dates of landscape architect licenses from June 30 to month of birth. The transition involves prorating license renewal periods from 36 months to a range of 31 months to 42 months.

Persons may comment on this subject by letter, telephone, FAX, TDD, or in person. Department of Licensing, Landscape Architect Registration Board, P.O. Box 9649, Olympia, WA 98507-9649, (206) 753-1153, FAX (206) 586-0998, TDD (206) 753-1966, 2424 Bristol Court, Olympia, WA 98502, no later than October 12, 1993.

Other Information or Comments by Agency at this Time, if any: Persons may attend a public meeting on October 15, 1993, in the Wyndham Garden Hotel, 18118 Pacific Highway South, Seattle, to provide comments for consideration and participate in discussion of the transition process. This public meeting is to consider the proposed process and it is not a hearing to adopt the regulation.

September 22, 1993 James D. Hanson Program Administrator

WSR 93-20-032 PROPOSED RULES WASHINGTON STATE PATROL

[Filed September 28, 1993, 1:28 p.m.]

Original Notice.

Title of Rule: WAC 446-50-040 Procedure upon entering the state.

Purpose: WAC 446-50-040 is being repealed due to a change in the federal law.

Statutory Authority for Adoption: RCW 46.48.190.

Statute Being Implemented: RCW 46.48.190.

Summary: WAC 446-50-040 is being repealed due to a change in the federal law.

Reasons Supporting Proposal: Repealing WAC 446-50-040 will bring our WAC rules into federal compliance.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Lt. Brackins, 515 15th, Olympia, WA, 753-0347.

Name of Proponent: Washington State Patrol, governmental.

Rule is necessary because of federal law, 49 CFR Parts 171 - 180 and Part 397.

Explanation of Rule, its Purpose, and Anticipated Effects: By repealing this WAC rule, our rules will become compliant with federal law.

Proposal Changes the Following Existing Rules: WAC 446-50-040 will be repealed.

No small business economic impact statement is required for this proposal by chapter 19.85 RCW.

Hearing Location: Washington State Patrol, Research and Development Section, Room G-130, General Administration Building, P.O. Box 42607, Olympia, WA 98504-2607, on December 16, 1993, at 1:30 p.m.

Submit Written Comments to: Washington State Patrol, P.O. Box 42607, Olympia, WA 98504-2607, by December 16, 1993.

Date of Intended Adoption: December 21, 1993.

September 28, 1993

R. W. Bruett Chief

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 446-50-040 Procedure upon entering the state.

WSR 93-20-033 PROPOSED RULES WASHINGTON STATE PATROL

[Filed September 28, 1993, 1:30 p.m.]

Original Notice.

Title of Rule: Chapter 446-55 WAC, Private carrier regulations—Qualifications of drivers, chapter 446-60 WAC, Private carrier regulations—Hours of service of drivers, and WAC 446-65-010 Transportation requirements.

Purpose: Chapters 446-55 and 446-60 WAC are being repealed because of the adoption of federal regulations; and WAC 446-65-010 is being amended to adopt federal regulations.

Statutory Authority for Adoption: RCW 46.32.020. Statute Being Implemented: RCW 46.32.020.

Summary: Chapters 446-55 and 446-60 WAC are being repealed because of the adoption of federal regulations; and WAC 446-65-010 is being amended to adopt federal regulations.

Reasons Supporting Proposal: This amendment will ensure compliance to federal regulations.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Lt. Sweeney, 515 15th Street, Olympia, WA, 753-6554.

Name of Proponent: Washington State Patrol, governmental.

Rule is not necessitated by federal law, federal or state court decision.

Explanation of Rule, its Purpose, and Anticipated Effects: The amendment of WAC 446-65-010 will establish standards for private carrier regulations by adopting Title 49, CFR 391 and 395. This will ensure the compatibility of intrastate and interstate commercial vehicle regulations. Chapters 446-55 and 446-60 WAC will no longer be required due to the amendment of WAC 446-65-010.

Proposal Changes the Following Existing Rules: Chapters 446-55 and 446-60 WAC will be repealed. WAC 446-65-010 will adopt Title 49, CFR 391 and 395.

No small business economic impact statement is required for this proposal by chapter 19.85 RCW.

Hearing Location: Washington State Patrol, Research and Development Section, Room G-130, General Administration Building, P.O. Box 42607, Olympia, WA 98504-2607, on December 16, 1993, at 2:00 p.m.

Submit Written Comments to: Washington State Patrol, P.O. Box 42607, Olympia, WA 98504-2607, by December 16, 1993.

Date of Intended Adoption: December 21, 1993.

September 28, 1993 R. W. Bruett Chief

<u>REPEALER</u>

The following chapter of the Washington Administrative Code is repealed:

ie is repealed.	
WAC 446-55-005 WAC 446-55-010	Promulgation. Scope and interpretation of the rules in this chapter— Additional qualifications—
	Duties of private carrier-driv-
	ers.
WAC 446-55-020	General exemptions.
WAC 446-55-030	Definitions.
WAC 446-55-040	Familiarity with rules.
WAC 446-55-050	Aiding or abetting violations.
WAC 446-55-060	Qualifications of drivers.
WAC 446-55-070	Disqualification of drivers.
WAC 446-55-080	Application for employment.
WAC 446-55-090	Investigation and inquiries.
WAC 446-55-100	Annual review of driving re-
	cord.
WAC 446-55-110	Record of violations.
WAC 446-55-120	Road test.
WAC 446-55-130	Equivalent of road test.
WAC 446-55-140	Written examination.
WAC 446-55-150	Examination format.
WAC 446-55-160	Equivalent of written examina-
	tion.
WAC 446-55-165	Exemptions for single vehicle
	owner drivers.
WAC 446-55-170	Physical qualifications for
	drivers.
WAC 446-55-180	Medical examination—
	Certificate of physical examina
	tion.

WAC 446-55-190	Persons who must be medically examined and certified.
WAC 446-55-220	Driver qualification files.
WAC 446-55-230	Drivers who were regularly employed for a continuous three-year period prior to the effective date of this rule.
WAC 446-55-250	Intermittent, casual, or occasional drivers.
WAC 446-55-260	Drivers furnished by other motor carriers.
WAC 446-55-270	Drivers of articulated (combination) farm vehicles.
WAC 446-55-280	Intrastate drivers of vehicles transporting combustible liquids.

REPEALER

The following chapter of the Washington Administrative Code is repealed:

WAC 446-60-005 WAC 446-60-010	Promulgation. Compliance with, knowledge
	of, and interpretation of, the
	rules in this chapter.
WAC 446-60-015	General exemptions.
WAC 446-60-020	Definitions.
WAC 446-60-030	Maximum driving and on-duty
	time.
WAC 446-60-040	Travel time.
WAC 446-60-050	Driver's record of duty status.
WAC 446-60-060	Adverse driving conditions.
WAC 446-60-070	Emergency conditions.
WAC 446-60-080	Relief from regulations.
WAC 446-60-090	Drivers declared out of service.

AMENDATORY SECTION (Amending Order 90-005, filed 3/1/91, effective 4/1/91)

WAC 446-65-010 Transportation requirements. (1) The Washington state patrol hereby adopts the following parts of Title 49 Code of Federal Regulations ((as they exist during 1989, subject to any appendices and amendments in the future)) in their entirety: Parts 390 General, 391 Qualification of drivers, 392 Driving of motor vehicles, 393 Parts and accessories necessary for safe operation, ((394 Notification and reporting of accidents,)) 395 Hours of service of drivers, 396 Inspection, repair, and maintenance, 397 Transportation of hazardous materials; driving and parking rules.

(2) Copies of Title 49 CFR, parts 390 through 397, now in force are on file at the code reviser's office, Olympia and at the Washington state patrol headquarters, commercial vehicle enforcement section, Olympia. Additional copies may be available for review at Washington state patrol district headquarters offices, public libraries, Washington utilities and transportation commission offices, and at the United States Department of Transportation, Bureau of Motor Carrier Safety Office, Olympia. Copies of the CFR may be purchased through the Superintendent of Documents, United States Government Printing Office, Washington, D.C. 20402.

WSR 93-20-034 PROPOSED RULES WASHINGTON STATE PATROL

[Filed September 28, 1993, 1:32 p.m.]

Original Notice.

Title of Rule: WAC 204-74A-050 Operation of lamps. Purpose: Amend the rule for operation of lamps and stop signals on school buses.

Statutory Authority for Adoption: RCW 46.37.005. Statute Being Implemented: RCW 46.37.290.

Summary: Need for clarification of the opening of the school bus door, activation of the lights, and stop signal arm.

Reasons Supporting Proposal: To ensure stop signal arms extend when door of bus is opened.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Lt. Lonnie Brackins, 515 15th Street, Olympia, 753-0347.

Name of Proponent: Washington State Patrol, governmental.

Rule is not necessitated by federal law, federal or state court decision.

Explanation of Rule, its Purpose, and Anticipated Effects: Rule governs operation of the school bus warning lights and the extension of the stop signal arm.

Proposal Changes the Following Existing Rules: Clarifies how the opening of the entrance school bus door shall automatically cause the stop signal arm to extend.

No small business economic impact statement is required for this proposal by chapter 19.85 RCW.

Hearing Location: Washington State Patrol, Research and Development Section, Room G-130, General Administration Building, P.O. Box 42607, Olympia, WA 98504-2607, on December 16, 1993, at 2:30 p.m.

Submit Written Comments to: Washington State Patrol, P.O. Box 42607, Olympia, WA 98504-2607, by December 16, 1993.

Date of Intended Adoption: December 21, 1993.

September 28, 1993 R. W. Bruett Chief

AMENDATORY SECTION (Amending WSR 90-18-047, filed 8/30/90, effective 9/30/90)

WAC 204-74A-050 Operation of lamps. (1) Operation of the warning lamp system shall be in compliance with FMVSS 108. Activation of the warning lamp sequence shall begin only by means of a manually-operated switch. Such activation will cause the right and left amber lamps to flash alternately until the ((bus entrance door is opened or the)) stop signal arm is extended, or the bus entrance door is opened, at which time the amber lamps shall be automatically deactivated and the right and left red lamps shall be automatically activated. Whenever the warning lamp system has been activated, opening of the entrance door shall automatically deactivate the amber lamps, cause the stop signal arm to extend, and activate the red lamps. Automatic extension of the stop signal arm does not apply to systems equipped with a manually operated stop signal arm. All lamps shall flash at a rate from sixty to one hundred twenty times per minute and shall reach full brilliance during each cycle.

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- (2) Lamp controls shall consist of:
- (a) The master or sequencing switch which shall be in plain view and mounted within easy reach of the driver, and which shall activate the system sequencing and deactivate the system at any time during the sequence.
- (b) An override switch which shall automatically activate the red lamps whenever the stop <u>signal</u> arm is extended even though the master control switch is turned off, and which shall automatically deactivate the amber lamps if previously activated regardless of the then present normal state of sequencing or entrance door position. Such override switch shall be designed and installed so as to function with air, vacuum, electric, or manually operated stop <u>signal</u> arms. The stop <u>signal</u> arm shall be capable of being extended at any time, regardless of the position of the entrance door. The opening of the entrance door shall not cause <u>extension of the stop signal arm</u>, or the activation of the red lamps unless the master switch has been activated.
- (c) A minimum of two pilot lamps, one amber and one red, each of which shall flash when the like colored warning lamps are in operation. Pilot lamps which show the operation of each individual lamp are permissible. All pilot lamps shall be located so as to be clearly visible to the driver.
- (3) The warning lamp system shall be operated in accordance with the regulations set forth in chapter 392-145 WAC.

WSR 93-20-035 PROPOSED RULES DEPARTMENT OF AGRICULTURE

[Filed September 28, 1993, 1:46 p.m.]

Original Notice.

Title of Rule: Milk and milk products.

Purpose: To adopt most current edition of pasteurized milk ordinance (PMO) including new requirements for drug testing under Appendix N.

Statutory Authority for Adoption: RCW 15.36.440 and [15.36.]550.

Statute Being Implemented: Chapter 15.36 RCW.

Summary: To adopt the updated, new version of the pasteurized milk ordinance (PMO) which regulates the interstate sale of milk under the National Conference of Interstate Milk Shippers (NCIMS). The updated version includes new drug testing requirements under Appendix N.

Reasons Supporting Proposal: Compliance with the requirements of newest edition of the PMO is a requirement for retaining the ability of producers and plants to sell milk and milk products in interstate commerce. Adoption is necessary for legal enforcement.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Verne Hedlund, P.O. Box 42560, Olympia, WA 98504-2560, 902-1883.

Name of Proponent: Washington State Department of Agriculture, governmental.

Rule is not necessitated by federal law, federal or state court decision.

Explanation of Rule, its Purpose, and Anticipated Effects: Rule adopts most current version of the pasteurized milk ordinance (PMO) which establishes national standards for dairy farm and plant sanitation, bacteria standards,

temperature requirements, testing requirements, enforcement standards, pasteurization and controls for the dairy industry. Washington state will be up-to-date in NCIMS program, which allows interstate distribution of milk and dairy products.

Proposal Changes the Following Existing Rules: Updates rule to include new requirements which have been established by NCIMS since rule was previously adopted. Major changes in drug testing requirements.

No small business economic impact statement is required for this proposal by chapter 19.85 RCW.

Hearing Location: Natural Resources Building, 2nd Floor, Room 259, Olympia, Washington 98504, on November 15, 1993, at 10:00 a.m.

Submit Written Comments to: Verne Hedlund, P.O. Box 42560, Olympia, WA 98504-2560, by November 15, 1993.

Date of Intended Adoption: November 30, 1993.

September 21, 1993 Candace A. Jacobs Acting Assistant Director

AMENDATORY SECTION (Amending Order 1706, filed 6/2/80)

WAC 16-101-700 ((Interpretation for the enforcement of chapter 15.36 RCW relating to pasteurized milk.)) Adoption of the pasteurized milk ordinance as the standard for production of milk and milk products. (1) The Grade "A" Pasteurized Milk Ordinance ((1978)) 1989 Recommendation of the United States Public Health Service/Food and Drug Administration is adopted ((as the interpretation for the enforcement of those provisions of chapter 15.36 RCW relating to pasteurized milk: Provided, That the following portions of Part 1 Grade A Pasteurized Milk Ordinance and Part II Administrative Procedures shall not apply as interpretations for enforcement of chapter 15.36 RCW)) by reference as additional Washington state standards for the production of milk and milk products under chapter 15.36 RCW with the exception of the following portions.

- (((1))) (a) Part 1. Grade A Pasteurized Milk Ordinance: (((a) Section 1. Paragraph A through paragraph L-2, pages 19-20.
 - (b) Section 6. Paragraph 4, pages 24-25.
- (e))) (i) Section 7. Table 1, ((line 4,)) line 1, Temperature... Cooled to 7°C (45°F) or less within two hours after milking, provided that the blend temperature after the first and subsequent milkings does not exceed 10°C (50°F); line 2, Bacterial Limits... Individual producer milk not to exceed 100,000 per ml prior to commingling with other producer milk, page ((26)) 13.
 - (ii) Item 19r Cooling, page 17.
 - (((2))) (b) Part II. Administrative Procedures:
- (((a) Section 1. Paragraph A through paragraph L-2, pages 35 36.
 - (b) Section 6. Paragraph 4, page 42.
 - (c) Section 7. Table 1, line 4, page 45.
 - (d) Item 6r Administrative Procedures #2, page 49.))
 - (i) Section 3, paragraphs 3 and 4, page 31.
- (ii) Section 7. Table 1, line 1, Temperature.... Cooled to 7°C (45°F) or less within two hours after milking, provided that the blend temperature after the first and

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subsequent milkings does not exceed 10°C (50°F); line 2, Bacterial Limits. . . . Individual producer milk not to exceed 100,000 per ml prior to commingling with other producer milk; page 42.

(iii) Section 7, Item 19r Cooling, paragraph 1, page 58. (iv) Section 7, Item 19r Cooling, Administrative Procedures (1), page 58.

 $((\frac{(e)}{(e)}))$ (v) Sections 9, page 105, 15, 16, and 17, page $((\frac{86}{(e)}))$ 108.

 $((\frac{1}{(f)}))$ (vi) Appendix E, pages $((\frac{131-132}{1}))$ 171-172.

(((g))) (vii) Appendix K, page ((183)) <u>241-242</u>.

(((h) Appendix L, page 185.))

(viii) Appendix N: Regulatory Agency Responsibilities, B. Enforcement: Penalties.

(2) In lieu of the penalties provided under Appendix N, the following penalties for the adulteration of milk found in tanker screening samples are adopted. These penalties shall not apply to samples taken under provisions of RCW 15.36.110.

Penalties. The regulatory agency shall immediately suspend the Grade A permit of the responsible producer for a minimum of two days or equivalent penalty as determined by the regulatory agency. On the second occurrence of violative drug residues in a twelve-month period, the producer's permit shall be suspended for a minimum of four days or equivalent penalty as determined by the regulatory agency. For a third occurrence of violative drug residues in a twelve-month period, the regulatory agency shall initiate administrative procedures pursuant to revocation of the producer's permit.

As the Grade "A" Pasteurized Milk Ordinance ((1978)) 1989 Recommendation of the United States Public Health Service/Food and Drug Administration will not be codified, it should be noted that it may be purchased from the Superintendent of Documents, U.S. Government Printing Office, Washington, D.C. 20402.

WSR 93-20-036 PROPOSED RULES DEPARTMENT OF AGRICULTURE

[Filed September 28, 1993, 1:49 p.m.]

Original Notice.

Title of Rule: Fish processing good manufacturing practices.

Purpose: To establish minimum standards for processing smoked and smoke flavored fish and shellfish. To protect the public health from possible growth of pathogenic bacteria or other contaminants.

Statutory Authority for Adoption: RCW 69.07.020 and 69.04.398(3).

Statute Being Implemented: Chapters 69.07 and 69.04 RCW.

Summary: Establishes process requirements for smoked and smoke flavored fish and shellfish including minimum and maximum temperature requirements for processing and storage. Requirements for vacuum packaged products.

Reasons Supporting Proposal: Promote the health and safety of the public by establishing requirements which will inhibit or prevent growth of harmful microorganisms and prevent contamination.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Verne Hedlund, P.O. Box 42560, Olympia, WA 98504-2560, 902-1883.

Name of Proponent: Washington Department of Agriculture, governmental.

Rule is not necessitated by federal law, federal or state court decision.

Explanation of Rule, its Purpose, and Anticipated Effects: Establishes minimum requirements for processing smoked fish and shellfish including minimum temperature and maximum temperature standards for processing and storage including vacuum packaging requirements. To protect the public from possible harm from consumption of smoked seafood products containing pathogenic bacteria, toxins or other contaminants.

Proposal does not change existing rules.

No small business economic impact statement is required for this proposal by chapter 19.85 RCW.

Hearing Location: Natural Resources Building, 2nd Floor, Room 259, Olympia, Washington 98504, on November 15, 1993, at 2:00 p.m.

Submit Written Comments to: Verne Hedlund, P.O. Box 42560, Olympia, WA 98504-2560, by November 15, 1993.

Date of Intended Adoption: November 30, 1993.

September 21, 1993 Candace A. Jacobs Acting Assistant Director

Chapter 16-147 WAC FISH PROCESSING GOOD MANUFACTURING PRACTICES

SUBPART A - GENERAL PROVISIONS

NEW SECTION

WAC 16-147-010 Definitions. (1) "Fish" means food fish and shellfish as defined under RCW 75.08.011.

- (2) "Processed fish" means fish and shellfish that has been cured, salted, marinated, dried, or smoked as food for human consumption. This term shall include smoked fish, salted fish, salt cured/air dried fish, marinated fish, refrigerated pickled fish, and fermented fish, but shall not include processed fish produced in accordance with 21 CFR Part 113 "Thermally Processed Low-acid Foods Packaged in Hermetically Sealed Containers," or in accordance with 21 CFR Part 114 "Acidified Foods."
- (3) "Smoked fish" means fish and shellfish which, for the prime purpose of taking on the flavor and/or color of smoke, has been subjected to the direct action of smoke or smoke flavor from the burning of wood, sawdust, or similar burning material or immersed in or sprayed with a smokeflavored solution. Nothing in this definition shall alter the labeling requirements of 21 CFR 101.22 "Foods; labeling of spices, flavorings, colorings, and chemical preservatives."
- (4) "Hot process smoked fish" means a smoked fish that has been produced by subjecting it to heat during smoke processing.
- (5) "Cold process smoked fish" means a smoked fish that has been produced by subjecting it to smoke at a

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temperature where the product undergoes only incomplete heat coagulation of protein.

- (6) "Loin muscle" means the longitudinal quarter of the great lateral muscle free from skin scales, visible blood clots, bones, gills, and viscera and from the nonstriated part of such muscle, which part is known anatomically as the median superficial muscle.
- (7) "Water phase salt" means the percent salt (sodium chloride) in the finished product as determined by the method described in the "Official Methods of Analysis, 15th Edition, 1990, Association of Official Analytical Chemists," Volume Two, Unique Number (UN) 937.09 (page 870) under "Salt (chlorine as Sodium Chloride in Seafood, "Volumetric Method Final action," multiplied by 100 and divided by the percent salt (sodium chloride) plus the percentage moisture in the finished product, as calculated by subtraction from 100 of the total solids in the finished product determined by AOAC, 15th Edition, Volume Two, UN 952.08A (page 868) "Solids (Total) in Seafood, Gravimetric Method, Final Action (1961), For All Marine Products Except Raw Oysters."

% Water Phase Salt = % Salt x 100

% Salt + % Moisture

where % Moisture = 100 - % Total Solids

- (8) "Sodium nitrite content" means the concentration, in parts per million, of sodium nitrite in the loin muscle of the finished product as determined by the method described in the "Official Methods of Analysis, 15th Ed., 1990, Association of Official Analytical Chemists," Volume Two, Unique Number (UN) 973.31 (page 938), under "Nitrites in Cured Meat Colorimetric Method, First Action."
- (9) "Water activity" (aW) is a measure of the free moisture in a product and is the quotient of the water vapor pressure of the substance divided by the vapor pressure of pure water at the same temperature.
- (10) "Competent processing authority" means a qualified person who has expert knowledge acquired through appropriate training and experience in the production of processed fish.
- (11) "Modified-atmosphere packaging" means the food packaging technique in which the air in a package or container is replaced by one or more gases, in various concentrations, before sealing.
- (12) "Vacuum packaged" means the food packaging technique in which the air in a package or container is removed prior to sealing.

NEW SECTION

WAC 16-147-020 Current good manufacturing practices. (1) Regulations applicable to good manufacturing practices found in 21 CFR 110 shall apply in determining whether the facilities, practices, and controls used in manufacture, processing, packing, or holding of fish are in conformance with or are operated or administered in conformity with such practices to assure that processed fish for human consumption is safe and has been prepared, packed, and held under sanitary conditions. This chapter sets forth

additional requirements for processed fish manufacturing establishments.

(2) Finnan haddie, smoked cod fillets, smoked scotch kippers, or other processed fish that are cooked before being consumed need not comply with the requirements of this section provided that these products are clearly marked or labeled indicating the products require cooking before consumption.

SUBPART B—BUILDINGS AND FACILITIES

NEW SECTION

WAC 16-147-030 Plants and grounds. (1) The following processes must each be carried out in separate rooms or in a segregated fashion so as to eliminate contamination:

- (a) Receiving or shipping.
- (b) Storage of raw fish.
- (c) Presmoking operations such as thawing, dressing, and brining.
 - (d) Drying and smoking.
 - (e) Cooling and packing.
 - (f) Storage of final product.
- (2) The product must be so processed as to prevent contamination by exposure to areas, utensils, or equipment involved in earlier processing steps, refuse, or other objectionable areas.

NEW SECTION

WAC 16-147-040 Sanitary operations. (1) Before beginning the day's operations, all utensils and food-contact surfaces of equipment to be used for the day's operations must be rinsed and sanitized to protect against the introduction of microorganisms into the fish or other ingredients. All utensils and food-contact surfaces of equipment must be cleaned and sanitized after any interruption during which the food-contact surfaces may have become contaminated.

(2) Equipment and utensils used in the handling of raw or frozen fish and fish portions must not be used in the handling, transport, or packaging of product after it has entered the smoking chamber or of finished product.

NEW SECTION

WAC 16-147-050 Sanitary facilities and controls.

- (1) Readily understandable signs directing employees handling unprotected food, unprotected food-packaging materials, or food-contact surfaces to wash and sanitize their hands before they start work, after each absence from post of duty, and when their hands have become soiled or contaminated, should be conspicuously posted in the processing room(s), finished product packing room(s) and in all other areas where conditions require.
- (2) Handwash facilities shall be conveniently located to permit use by all employees in fish preparation and processing areas. Handwash facilities shall be accessible to these employees at all times.
- (3) Handwash facilities shall be located in or immediately adjacent to toilet rooms or their entrances.

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SUBPART C—EQUIPMENT

NEW SECTION

- WAC 16-147-060 Equipment and utensils. (1) All plant equipment and utensils must be designed and of such material and workmanship as to be adequately cleanable. nonabsorbent, corrosion resistant, and they must be properly maintained. The design, construction, and use of equipment and utensils must preclude the adulteration of food with lubricants, fuel, metal fragments, wood fragments, contaminated water, or any other contaminants. All equipment must be installed and maintained as to facilitate the cleaning and sanitizing of the equipment and of all adjacent spaces. Food-contact surfaces must be corrosion-resistant when in contact with food. They must be made of nontoxic materials and designed to withstand the environment of their intended purpose (i.e., refrigerated storage, brining tank) and the action of the food, and cleaning and sanitizing agents. Foodcontact surfaces must be maintained to protect the food from being contaminated by any source.
- (2) Containers used to convey, brine, or store fish must be not nested while they contain fish or otherwise handled during processing or storage in a manner conducive to direct or indirect contamination of their contents.
- (3) Cleaning and sanitizing of utensils and portable equipment must be conducted in an area set aside for these purposes or in a segregated fashion so as to prevent contamination of the food.
- (4) Each freezer and cold storage compartment used to store and hold food must be fitted with a thermometer or temperature-recording device so installed as to show the temperature accurately within the compartment.
- (5) Instruments and controls used for measuring, regulating, or recording temperatures must be accurate and maintained on a regular schedule, and adequate in number for the designated uses.
- (6) Compressed air or other gases used to clean foodcontact surfaces or equipment must be treated in such a way that food is not contaminated with unlawful indirect food additives
- (7) Each smoking chamber must be equipped with a temperature monitoring device so installed as to indicate accurately at all times the temperature of the air and of the fish within the smoking chamber, where required by this chapter.
- (8) Thermometers or other temperature-measuring devices must have an accuracy of \pm 2° F. and graduations must not exceed 2° F. within a range of 10° F. of the processing temperature. The accuracy of these devices must be maintained.
- (9) Equipment and utensils must be marked in some way to assure that equipment and utensils used to handle raw fish are not used to handle products which have entered the smoking chamber or finished product.

SUBPART D—PRODUCTION AND PROCESS CONTROLS

NEW SECTION

- WAC 16-147-070 Raw materials. (1) Fresh fish received shall be inspected and adequately washed before processing. Only sound, wholesome fish free from adulteration and organoleptically detectable spoilage shall be processed.
- (2) Frozen fish received shall be adequately inspected, and only clean wholesome fish shall be processed.
- (3) Fresh fish, except those to be immediately processed, shall be iced or otherwise refrigerated to an internal temperature of 38° F. or below upon receipt and shall be maintained at that temperature until the fish are to be processed.
- (4) All fish received in a frozen state shall be either thawed promptly and processed, or stored at a temperature that will maintain it in a frozen state.
- (5) The defrosting of frozen fish shall be conducted in a sanitary manner and by such methods that the wholesomeness of the fish is not adversely affected.

Frozen fish shall be defrosted:

- (a) In air so the temperature in any part of the fish does not exceed 45° F.; or
- (b) In a continuous water-overflow thaw tank or spray system in such a manner that the temperature of the water does not exceed 60° F. and the internal temperature in any of the fish does not exceed 45° F.; or
- (c) In a microwave tunnel in such a manner that the internal temperature in any of the fish does not exceed 45° F
- (6) After thawing, fish shall be washed thoroughly with a vigorous potable water spray or a continuous waterflow system. When thawing and brining occur concurrently, the fish shall be washed in this same fashion following the thawing and brining.
- (7) All fish shall be free of viscera prior to processing, except:
- (a) Small species of fish, such as anchovies, and herring sprats, provided they are processed in a safe fashion and will contain a water phase salt level of at léast 10 percent, a water activity below .85, or a pH of 4.6 or less; and
- (b) Fermented fish, provided they are processed in a safe fashion and will contain a water phase salt level of at least 17 percent.
- (8) The evisceration of fish shall be conducted in an area that is segregated or separate from other processing operations. The evisceration shall be performed with minimal disturbance of the intestinal tract contents. The fish, including the body cavity, shall be washed thoroughly with a vigorous spray or a continuous water flow system following evisceration.

NEW SECTION

WAC 16-147-080 Operations and controls for processed fish. (1) All operations involving the receiving, holding, processing, and packaging of processed fish shall be conducted utilizing clean and sanitary methods and shall be conducted as rapidly as practicable and at temperatures that will not cause any material increase in bacterial or other microorganic content or any deterioration or contamination of such processed fish.

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- (2) All processed fish, except smoked fish produced pursuant to Subpart E herein, shall be produced pursuant to a scheduled process established by a competent processing authority. A copy of said scheduled process which is utilized shall be available for examination in each fish processing establishment. Each scheduled process shall identify the name and address of the competent processing authority by whom it was established. The scheduled process shall include processing methods, procedures, and controls for each product, as well as packaging and labeling requirements. Whenever a deviation in a scheduled process occurs as disclosed by records, processor check, or otherwise, the processor shall destroy all product affected by said deviation or hold it for a determination as to whether it is adulterated within the meaning of chapter 69.04 RCW The Washington Food, Drug and Cosmetic Act.
- (3) Mechanical manufacturing steps such as washing, cutting, sorting and inspecting, cooling, and drying must be performed so as to protect food against contamination including that which may drip, drain, or be drawn into the food. Protection must be provided by cleaning and sanitizing all food-contact surfaces, and by using time and temperature controls at and between each manufacturing step.
- (4) All processed fish shall be distributed and sold at temperatures that do not exceed 38° F., except that:
- (a) Processed fish that have a water phase salt level of at least 17 percent shall not require refrigerated storage; and
- (b) Processed fish which contain a water phase salt level of at least 10 percent or a pH of 4.6 or below may be distributed or sold at refrigerated temperatures that do not exceed 45° F.
- (5) The vacuum packaging or modified atmosphere packaging of processed fish shall be conducted only within the facilities of the manufacturer.
- (6) Processed fish to be vacuum packaged or modified atmosphere packaged shall be chemically analyzed for water phase salt, and for nitrite and other additives when used, with sufficient frequency to assure conformance with finished product specification requirements.

NEW SECTION

- WAC 16-147-090 Records. (1) Every operator of a fish processing plant shall keep a record of every transaction involving the sale and distribution of processed fish. Such records, in addition to the names and addresses of the persons or firms involved in the transaction, shall contain the code numbers of each lot involved.
- (2) Fish processing records shall be legibly written in English and shall identify the processing procedure, the product processed, process time, temperature, and the results of the chemical examination described in subsection (3) of this section, together with the identifying lot code, the number of containers per coding interval, the size of the containers coded and the year, day, and period when each lot was packed.
- (3) Records shall be maintained for the chemical examination of finished product for the purpose of validating the water phase salt and sodium nitrite requirements set forth in Subpart E herein or which are required by a scheduled process established pursuant to WAC 16-147-080.

(4) All data and pertinent information relative to the scheduled process or process set forth in Subpart E used to produce processed fish shall be made readily available to Washington department of agriculture food safety personnel.

NEW SECTION

WAC 16-147-100 Packaging and labeling of processed fish. (1) The processed fish shall be handled only with clean, sanitized hands, gloves, or utensils. Manual manipulation of the finished product shall be kept to a minimum.

- (2) The processed fish shall be stored and handled in a segregated area apart from unprocessed fish and equipment used for unprocessed fish.
- (3) Shipping containers, retail packages, and shipping records relating to processed fish shall indicate, by appropriate labeling, the perishable nature of the product. Frozen product shall clearly indicate that the product shall remain frozen until thawed at refrigerated temperatures and shall not be refrozen. Refrigerated product shall clearly and conspicuously state "keep refrigerated at 38° F. or below."
- (4) Each container of processed fish shall be marked with an identifying code which shall be permanently visible to the naked eye. Where the container does not permit the code to be embossed or inked, the label may be legibly perforated or otherwise marked, provided that in all instances the label shall be securely affixed to the product container. The required identification shall identify in code the establishment where packed, the product contained therein, the year packed, the day packed and the period during which packed. The packing period code shall be changed with sufficient frequency to enable ready identification of lots during their sale and distribution.

SUBPART E—PROCESSING OPERATIONS FOR SMOKED FISH

NEW SECTION

WAC 16-147-110 Brining or dry-salting. (1) Brining must be carried out so that the temperature of the brine does not exceed 60° F. at the start of brining. If the brining time exceeds four hours, the brining must take place in a refrigerated area at 38° F. or lower.

- (2) For dry salting, the fish must be returned to a refrigerated area of 38° F. or lower immediately after the application of the salt.
- (3) Different species of fish must not be mixed in the same brining tank.
- (4) Brines may not be reused unless there is an adequate process available to return the brine to an acceptable microbiological level with an absence of pathogenic bacteria.
 - (5) Fish must be rinsed with fresh water after brining.

NEW SECTION

WAC 16-147-120 Heating, cooking, or smoking operations. (1) Fish must be arranged without overcrowding or touching each other within the smokehouse oven or chamber to allow for uniform smoke absorption, heat exposure, and dehydration. Fish smoked in the same batch should be of relatively uniform size and weight.

(2) Liquid smoke, generated smoke, or a combination of liquid smoke and generated smoke must be applied to all surfaces of the product. Liquid smoke can be applied to the product before, at the beginning, or during the process. Generated smoke may only be applied to the fish during the first half of the process if it is the sole source of smoke. If a combination of liquid smoke and generated smoke is used, the procedures for liquid smoke must be followed and the generated smoke can be applied at any stage of the process.

NEW SECTION

WAC 16-147-130 Hot process smoked fish. (1) Hot process smoked fish shall be produced by a controlled process that utilizes a monitoring system such as calibrated probes or recording thermometers to assure that all products reach the required temperature. The temperature readings shall be obtained by inserting an accurate temperature indicating device into the thickest flesh portion of three or more of the largest fish in the smokehouse compartment. The coldest reading thus obtained shall be recorded in a fish smoking record as being the internal temperature of fish being smoked. The internal temperature of fish being smoked shall be obtained and recorded with the time taken at least three times during the operation of heating each load or batch of fish to assure that the required heat treatment has been accomplished. Each batch of smoked fish shall be identified as to the specific oven load, product temperature obtained, and date processed.

- (2) For hot process smoked fish to be air packaged, a controlled process must be used to heat fish to a continuous temperature of at least 145° F. throughout each fish for a minimum of 30 minutes for fish brined to contain not less than 2.5 percent water phase salt in the loin muscle of the finished product.
- (3) For hot process smoked fish to be vacuum or modified atmosphere packaged, a controlled process must be used to heat fish to a continuous temperature of at least 145° F. throughout each fish for a minimum of 30 minutes for fish brined to contain not less than 3.5 percent water phase salt in the loin muscle of the finished product or the combination of 3.0 percent water phase salt in the loin muscle of the finished product and not less than 100 nor more than 200 parts per million of sodium nitrite.

NEW SECTION

WAC 16-147-140 Cold process smoked fish. (1) Cold process smoked fish shall be produced by a controlled process that utilizes a temperature monitoring system positioned within the smoking chamber to assure that all products do not exceed process temperatures in accordance with one of the following methods:

- (a) The temperature in the smoking chamber does not exceed 90° F. during a drying and smoking period that does not exceed 20 hours; or
- (b) The temperature in the smoking chamber does not exceed 50° F. during a drying and smoking period that does not exceed 24 hours; or
- (c) The temperature in the smoking chamber does not exceed 120° F. during a drying and smoking period that does not exceed 6 hours for cold process smoked sablefish.

- (2) For cold process smoked fish to be air packaged, only fish that have been brined to contain not less than 2.5 percent water phase salt in the loin muscle of the finished product may be used.
- (3) For cold process smoked fish to be vacuum or modified atmosphere packaged, only fish that have been brined to contain not less than 3.5 percent water phase salt in the loin muscle of the finished product or the combination of 3.0 percent water phase salt in the loin muscle of the finished product and not less than 100 nor more than 200 parts per million of sodium nitrite may be used.

NEW SECTION

WAC 16-147-150 Cooling. All finished products must be cooled to a temperature of 50° F. or below within 3 hours after cooking and further cooled to a temperature of 38° F. or below within 12 hours after cooking. The finished product must be maintained at 38° F. or lower during all subsequent storage and distribution.

WSR 93-20-040 PROPOSED RULES OFFICE OF FINANCIAL MANAGEMENT

[Filed September 29, 1993, 12:15 p.m.]

Original Notice.

Title of Rule: Regulating the manner in which the director and employees of the department of financial institutions may borrow money from financial institutions under the department's jurisdiction.

Purpose: To provide rules, policies, and procedures implementing RCW 43.19.080, which prohibits the director and employees of the Department of Financial Institutions from borrowing money from lending institutions under the department's jurisdiction unless the loans are made on substantially the same terms as those prevailing at the time for comparable transactions with other persons who are not employed by either the department or the institution and do not involve more than the normal risk of repayment or present other unfavorable features.

Statutory Authority for Adoption: RCW 43.19.080(2). Statute Being Implemented: RCW 43.19.080.

Summary: Prohibits employees from borrowing money from a financial institution under the department's jurisdiction unless the loan is consistent with RCW 43.19.080; requires the director to inform employees of policies and procedures; establishes a loan notification and determination of conformance procedure for employees who have administrative authority or carry out regulatory or discretionary functions that could affect a financial institution; provides criteria for determination of loan conformance; requires the governor or the governor's designee to approve loans for the director; and provides requirements for special loan transactions and circumstances, including indirect loans.

Reasons Supporting Proposal: The rules provide a reasonable process for allowing employees to obtain necessary credit on the same terms as the general public, while disclosing and preventing potentially illegal loans and conflicts of interest for employees who have administrative

and regulatory authority over lending institutions. This type of access to credit and protection of the public is necessary, given the breadth of regulatory authority of the new department

Name of Agency Personnel Responsible for Drafting: Fred Hellberg, Suite 300, Insurance Building, Olympia, Washington 98504-3113, (206) 586-1649; Implementation and Enforcement: John Franklin, Acting Director, P.O. Box 41000, Olympia, WA, (206) 753-5434.

Name of Proponent: Office of Financial Management, governmental.

Rule is not necessitated by federal law, federal or state court decision.

Explanation of Rule, its Purpose, and Anticipated Effects: The rule provides standards and procedures designed to protect the public from potential conflicts of interest involving loans made by lending institutions to employees of the Department of Financial Institutions. The standards and procedures involve notification and disclosure of loans made to employees who have administrative or regulatory authority over lending institutions. These employees would also be required to obtain a determination from the director, in advance, that their loan conforms to the requirements of RCW 43.19.080. It is anticipated that the effects of the rule will be twofold: It will provide disclosure and prevent illegal loans that could be given to employees in exchange for favorable regulatory treatment; and it will allow employees to obtain reasonable access to credit on the same terms and conditions that are available to the general population.

Proposal does not change existing rules.

No small business economic impact statement is required for this proposal by chapter 19.85 RCW.

Hearing Location: Suite 300, Insurance Building, Olympia, Washington 98504-3113, on November 16, 1993, at 9:00 a.m.

Submit Written Comments to: Fred Hellberg, Suite 300, Insurance Building, Olympia, Washington 98504-3113, FAX 586-4837, by November 9, 1993.

Date of Intended Adoption: December 1, 1993.

September 29, 1993 Ruta Fanning Acting Director

CHAPTER 208-04 General Provisions

NEW SECTION

WAC 208-04-010 **Definitions.** For the purposes of this chapter:

- (1) "Department" means the department of financial institutions.
 - (2) "Director" means director of the department.
- (3) "Financial institution" means any bank, consumer loan company, credit union, foreign bank branch, savings bank, savings and loan association, trust company or department, securities broker-dealer, investment advisor, or similar lending institution under the department's direct jurisdiction.

NEW SECTION

WAC 208-04-020 Purpose; effective date. The purpose of this chapter is to implement RCW 43.19.080, which regulates the manner by which the director and employees of the department may lawfully borrow money from financial institutions under the jurisdiction of the department. This chapter applies to loans and material changes to loans made on or after October 1, 1993.

NEW SECTION

WAC 208-04-030 Requirements for loans to department employees and the director. The following procedures and requirements govern loans from financial institutions to employees and the director:

- (1) Requirements for all employees. No employee of the department may borrow money from a financial institution under the jurisdiction of the department unless the loan is consistent with RCW 43.19.080. The director shall inform employees of the requirements for loans from financial institutions that are specified in these rules and in RCW 43.19.080.
- (2) Loan notification and determination of conformance requirements for employees with administrative or regulatory duties and the director.
- (a) Any employee of the department who the director determines has administrative authority or carries out functions of a regulatory or discretionary nature that could affect a financial institution or its officers or employees shall provide notice to the director of a proposed loan by the financial institution to the employee. Upon receipt of the notice, the director or the director's designee shall promptly review the loan and notify the employee in writing whether or not the loan conforms with RCW 43.19.080. In cases where the loan does not conform, the director or the director's designee shall notify the employee in writing of the reason why it fails to conform and demand that the terms of the loan be modified to conform with the law. If the loan is not modified, the director shall commence appropriate action.
- (b) In making a loan conformance determination required by (a) of this subsection, the director or the director's designee may consider:
- (i) A written a sworn declaration by the applicant's loan officer or broker that the terms offered and underwriting procedures used are not less stringent than those prevailing at the time for comparable transactions with other persons not employed by either the department or the financial institution;
- (ii) Rates and terms readily available in a newspaper of general circulation quoting rates and terms contemporaneous with the applicant's loan; and
- (iii) Other relevant information necessary to make a knowledgeable determination that the loan conforms with RCW 43.19.080.
- (c) The employee shall provide notice of loans covered by (a) of this subsection on forms prepared by the department. Forms must include all material terms, including but not limited to, the type of loan, the name of the financial institution, the interest rate, the term, the amount financed, the loan fees, and all collateral requirements. Forms must

also include the sworn declaration described in (b)(i) of this subsection.

- (d) The director shall provide notice to the governor of a proposed loan by a financial institution to the director that is subject to RCW 43.19.080. The governor or the governor's designee shall make a written determination of conformance of the loan in accordance with the same procedures and requirements and using the same forms as are required for other employees of the department, as specified in this section.
- (3) Special loan transactions and circumstances. The following requirements govern special loan transactions and circumstances:
- (a) A material change in terms of outstanding loans or obligations on a loan from a financial institution is subject to the requirements of this section. Material changes include, but are not limited to, changes in amount disbursed on term loans, changes in interest rate, changes in loan fees, and changes in collateral requirements.
- (b) All lines of credit, including credit cards, extended to employees and the director from a financial institution are subject to the requirements of this section at the time the line of credit is approved. Subsequent draws on the line of credit are not subject to these requirements unless the terms of the line of credit are materially changed. An increase in the amount of the line of credit is not considered a material change in terms.
- (c) An employee whose loan is held by an institution that subsequently comes under the jurisdiction of the department through merger, conversion, or other business transaction is not subject to the requirements this section. However, a material change in terms of such an outstanding loan or obligation is subject to the requirements.
- (d) A loan made to an employee from an institution not under the jurisdiction of the department that is subsequently sold to an institution under the department's jurisdiction, in whole or in part, is not subject to the requirements of this section. However, material change in terms in such a loan is subject to the requirements.
- (e) The director shall adopt conflict of interest standards and procedures, consistent with the purposes of this chapter and RCW 43.19.080, that govern loans made by financial institutions to persons or entities other than the employee when the proceeds of the loan provide a clear financial benefit to the employee. These loans include, but are not limited to, loans to businesses or other enterprises in which the employee has a substantial financial interest, and loans to spouses and other immediate family members of the employee.
- (4) Violation of rules. A violation of this section may subject the employee to appropriate discipline.

WSR 93-20-046 PROPOSED RULES OFFICE OF INSURANCE COMMISSIONER

[Filed September 30, 1993, 10:46 a.m.]

Continuance of WSR 93-15-092, 93-15-093, and 93-18-074.

Title of Rule: Participating provider contracts—Standards.

Purpose: Continuation of intended adoption date to October 29, 1993.

Other Identifying Information: Insurance Commissioner's Matters No. R 93-3 and 93-4.

Date of Intended Adoption: October 29, 1993.

September 28, 1993
Deborah Senn
Insurance Commissioner

WSR 93-20-047 PROPOSED RULES DEPARTMENT OF ECOLOGY

[Filed September 30, 1993, 10:58 a.m.]

Original Notice.

Title of Rule: Motor vehicle emission inspection, chapter 173-422 WAC.

Purpose: Allows the department to implement several federal requirements without further rulemaking.

Statutory Authority for Adoption: Chapter 70.120 RCW.

Statute Being Implemented: Chapter 70.120 RCW.

Summary: Increases to \$450 the cost of repairs before a vehicle may be waived from meeting the emission test standards. This will take effect after January 1, 1995, in the Puget Sound and/or Spokane areas if needed to avoid federal sanctions. Allows the department to require compliance with EPA emission recalls, require reinspection of vehicles found to have excessive emissions using on road testing, and to reduce inspection fee without further rulemaking.

Reasons Supporting Proposal: RCW 70.120.070 authorizes if needed to avoid federal sanctions an increase to \$450 the cost of repairs before a waiver can be issued.

Name of Agency Personnel Responsible for Drafting: John Raymond, P.O. Box 47600, WA, 98504-7600, (206) 459-6261; Implementation and Enforcement: Joe Williams, P.O. Box 47600, WA, 98504-7600, (206) 459-6255.

Name of Proponent: Department of Ecology, Air Quality Program, governmental.

Rule is necessary because of federal law, 42 U.S.C. 740/et seq., as amended by P.L. 101-549, November 15, 1990.

Explanation of Rule, its Purpose, and Anticipated Effects: Allows the department to implement several federal requirements without further rulemaking. Some vehicle owners will have increased repair costs.

Proposal Changes the Following Existing Rules: Increases to \$450 the cost of repairs before a vehicle may be waived from meeting the emission test standards. This takes effect after January 1, 1995, in the Puget Sound and/or Spokane areas if needed to avoid federal sanctions. Allows the department to require an emission inspection of a vehicle operated on a federal installation located within an inspection area, or a vehicle garaged within an inspection area, or a vehicle which has previously passed an emission inspection but has been identified using on road testing as likely to no longer comply with the inspection standards.

Small Business Economic Impact Statement

Introduction: The Washington Department of Ecology (ecology) is proposing amendments to chapter 173-422 WAC. Authorization for the modifications is given in chapters 70.94 and 70.120 RCW. The amendments are intended to clarify chapter 173-422 WAC and strengthen the inspection and maintenance (I/M) program. Most of the amendments are necessary for the state of Washington to comply with regulations promulgated under the federal Clean Air Act amendments of 1990 regarding carbon monoxide (CO) nonattainment areas. The three metropolitan areas in Washington which are nonattainment for CO are Seattle-Tacoma, Spokane and Vancouver-Portland. These metropolitan areas include parts of Clark, King, Pierce, Snohomish and Spokane counties.

The amendments to chapter 173-422 WAC are being proposed primarily in response to federal mandates and will be effective January 1, 1995. The federal amendments will economically impact businesses in certain industries and vehicle owners in emission contribution areas.

In addition to the provisions needed for federal compliance, ecology is initiating modifications which incorporate current practices of the I/M program into the regulatory language. Because these amendments simply codify existing procedures, they will have no additional economic effects on businesses or individual vehicle owners.

Economic Policy Act and Regulatory Fairness Act: The Economic Policy Act (chapter 43.21H RCW) requires state agencies to give appropriate consideration to economic values when writing rules. The Economic Policy Act does not specify methods for assessing economic impacts and is not limited to small businesses.

The Regulatory Fairness Act (chapter 19.85 RCW) requires a number of steps to be taken in determining the extent of regulatory impacts on small businesses and developing approaches for mitigating disproportionate impacts on small businesses. If it is determined that a proposed rule will have impacts on 20 percent of all industries (as defined by three-digit SIC code) or on 10 percent of all businesses in one industry in the state, then a small business economic impact statement (SBEIS) must be prepared. The industries which ecology identified as being affected by the proposed amendment are given in the table below. Because the proposed amendments will have an impact on over 10% of the businesses in each affected industry, a SBEIS must be prepared.

Table 1: Industries Affected by Amendments to Chapter 173-422 WAC

SIC	Industry Name	SIC	Industry Name
501	Motor Vehides, Parts and Supplies	556	Recreational Vehicle Dealers
551	Motor Vehicle Dealers	559	Automotive Dealers, NEC
552	Motor Vehicles (Used)	751	Automotive Rentals, No Drivers
553	Auto and Home Supply Stores	753	Automotive Repair Shops
554	Gasoline Service Stations		

Economic Impacts: The type of economic impact experienced by a given firm resulting from the amendments will depend upon what industry that firm operates in.

Businesses in all affected SIC codes listed in Table 1 except SIC code 751 will potentially benefit. Also, any firms owning fleets in emission contribution areas may be impacted but in a negative fashion.

The total costs resulting from the major federally-required modifications for which estimates could be calculated are given in Table 2 below. Limited data availability necessitated that several assumptions be made in order to generate cost figures. Therefore, these figures should be used somewhat cautiously.

Table 2: Estimated Additional Annual Costs of Federal Amendments

AMENDMENT	ESTIMATED COST
All gasoline vehicles available for rent in an emission contribution area must be inspected	\$ 393,750
The level of repair expenditures in order for a vehicle to be waived from having to meet the test standards is raised to \$450	\$11,707,050
Total Annual Marginal Cost	\$12,100,800

The economic impacts of the amendments may place proportionately greater effects on smaller firms relative to larger ones. Ninety-six percent of the affected businesses have fewer than fifty employees. Affected businesses in SIC codes 551 and 751 will experience costs for having to inspect vehicles available for rent. Firms with larger numbers of employees and higher revenues can be expected to have more vehicles which must be inspected. The inspection cost per vehicle may be relatively higher for some smaller firms due to the opportunity costs involved with certain employees. Thus the cost per vehicle may be proportionately greater for smaller firms on a per employee or a per \$100 revenue basis. But the total cost to a firm for having all rentals inspected should vary directly with firm size.

The increase in the repair expenditure threshold which must be reached in order for a vehicle to be waived from meeting emission standards may also produce a proportionately greater cost for small businesses relative to large ones. The potential additional costs per vehicle per employee and per vehicle per \$100 revenue may be higher for smaller firms. The potential benefits to firms in the business of providing repair services or retailing parts will mostly accrue to small firms.

Several provisions which serve to reduce the total costs generated by chapter 173-422 WAC are listed below.

Ecology may waive a vehicle from meeting emission standards if it determines that no additional emission-related repairs are needed after performing a physical and functional diagnosis and inspection of the vehicle.

When motor vehicles are transferred between parents, children, siblings, grandparents, grandchildren, spouses or present co-owners they do not have to be reinspected.

Annual testing has been authorized by the legislature if it is needed to comply with federal law or to avoid sanctions. This action is not being taken at this time.

For copies of complete SBEIS please contact: John Raymond, Air Quality Program, Department of Ecology, Mail Box 47600, Olympia, WA 98504-7600.

Hearing Location: 23204 58th Avenue West, Mountlake Terrace, WA, on November 9, 1993, at 7:00 p.m.; 1200 Fort Vancouver Way, Vancouver, WA, on November 9, 1993, at 7:00 p.m.; 3621 South D Street, Tacoma, WA, on November

10, 1993, at 7:00 p.m.; and West 1101 College, Room 140, Spokane, WA, on November 10, 1993, at 7:00 p.m.

Submit Written Comments to: John Raymond, Department of Ecology, P.O. Box 47600, Olympia, WA 98504-7600, by December 10, 1993.

Date of Intended Adoption: February 8, 1994.

September 28, 1993 Mary Riveland Director

AMENDATORY SECTION (Amending Order 91-46, filed 5/3/93, effective 6/3/93)

WAC 173-422-020 Definitions. Unless a different meaning is clearly indicated by context, the following definitions will apply:

- (1) "Accuracy" means the degree of correctness by which the true value of a measured sample is determined.
- (2) "Calibration gases" mean a blend of hydrocarbon (propane), carbon monoxide (CO), and carbon dioxide using nitrogen as carrier gas. The concentrations are to be traceable to within two percent of NBS standards.
- (3) "Certificate of acceptance" means an official form, issued by someone authorized by the department, which certifies that all of the following conditions have been met: The recipient's vehicle initially failed the emission inspection, the recipient has provided original receipts proving that more than one hundred dollars on a 1980 or earlier model year motor vehicle or one hundred fifty dollars on a 1981 or later model motor vehicle were spent after the first inspection and before the final inspection on repairs performed by a "certified emission specialist" solely to reduce emissions, the vehicle on final reinspection again failed to meet such standards, and the repair information section of the test report has been completed and the vehicle has been in use for more than five years or fifty thousand miles, and any component of the vehicle installed by the manufacturer for the purpose of reducing emissions, or its appropriate replacement, is installed and operative.

After January 1, 1995, if needed to prevent federal sanctions, owners of vehicles registered in either the Puget Sound or Spokane emission contributing area must prove with original receipts that more than four hundred fifty dollars was spent.

- (4) "Certificate of compliance" means an official form, issued by someone authorized by the department, which certifies that the recipient's vehicle on inspection complied with applicable emission inspection standards.
- (5) "Certified emission specialist" means an individual who has been issued a certificate of instruction by the department as authorized in RCW 70.120.020 (2)(a) and has maintained the certification by meeting requirements of WAC 173-422-190(2).
- (6) "Dealer" means a motor vehicle dealer, as defined in RCW 46.70.011, that is licensed pursuant to chapter 46.70 RCW.
 - (7) "Department" means the department of ecology.
- (8) "Drift" means the change in the reading of the analyzer to a given sample over a period of time with no adjustment to the analyzer having been made between the initial and final measurements.

- (9) "Emission contributing area" means a land area within whose boundaries are registered motor vehicles that contribute significantly to the violation of motor vehicle related air quality standards in a noncompliance area. (((The inspection program implemented by this chapter applies only to vehicles registered in emission contributing areas.)))
- (10) "Farm vehicle" means any vehicle other than a farm tractor or farm implement which is designed and/or used primarily in agricultural pursuits on farms for the purpose of transporting machinery, equipment, implements, farm products, supplies, and/or farm labor thereon and is only incidentally operated on or moved along public highways for the purpose of going from one farm to another.
- (11) "Fleet" means a group of fifteen or more motor vehicles owned or leased concurrently by one owner assigned a fleet identifier code by the department of licensing.
- (12) "Gross vehicle weight rating (GVWR)" means the manufacturer stated gross vehicle weight rating.
- (13) "HC and CO emissions" means the concentration of hydrocarbons (measured as n-hexane) and carbon monoxide in the engine exhaust.
- (14) "Motor vehicle" means any self-propelled vehicle required to be licensed pursuant to chapter 46.16 RCW.
- (15) "Motorcycle" means every motor vehicle having a saddle for the use of the rider and designed to travel on not more than three wheels in contact with the ground, but excluding a farm tractor.
 - (16) "NBS" means National Bureau of Standards.
- (17) "Noncompliance area" means a land area within whose boundaries any air quality standard for any air contaminant from the emissions of motor vehicles will probably be exceeded.
 - (18) "PPM" means parts per million by volume.
- (19) "Primary emission control components" means the components of the vehicle installed by the manufacturer for the purpose of reducing emissions or its replacement or modification which is acceptable to the United States Environmental Protection Agency. These components are the fuel inlet restrictor, the catalytic converter or thermal reactor, the air injection system components, the thermostatic air cleaner, the exhaust gas recirculation system components, the evaporative emission system components including the gas cap, the positive crankcase ventilation system components and the electronic control unit components that control the air/fuel mixture and/or ignition timing including all related sensors.
- (20) "Repeatability" means the ability of an analyzer to report the same value for successive measurements of the same sample.
- (21) "Response" means how quickly there is a change in reading following a change in concentration at the sample probe inlet.
- (22) "Sensitivity" means the smallest change in the value of a measured sample that can be detected by the analyzer.
- (23) "Zero calibration gases" means air or nitrogen in which total impurities do not exceed 0.01 percent.

AMENDATORY SECTION (Amending Order 91-46, filed 5/3/93, effective 6/3/93)

WAC 173-422-030 Vehicle emission inspection requirement. All motor vehicles, not specifically exempted by WAC 173-422-170, which are registered or reregistered within the boundaries of an emission contributing area, as specified in WAC 173-422-050, are subject to the vehicle emission inspection requirements of this chapter. In addition, the department may require an emission inspection of a motor vehicle, except military tactical vehicles, operated for more than sixty days a year on a federal installation located within an emission contributing area, or a vehicle garaged at a location within an emission contributing area, or a vehicle which has previously passed an emission inspection but has been identified using on road testing as likely to no longer comply with the inspection standards. Neither the department of licensing nor its agents may change the registered owner or may issue or renew a motor vehicle license for any vehicle registered in an emission contributing area, as that area is established under RCW 70.120.040, unless the application for issuance or renewal is: (1) Accompanied by a valid certificate of compliance issued pursuant to RCW 70.120.060, 70.120.080, or 70.120.090 or a valid certificate of acceptance issued pursuant to RCW 70.120.070; or (2) exempted from this requirement pursuant to RCW 46.16.015(2). The certificates must have a date of validation which is within six months of the date of application for the vehicle license, license renewal or registered owner change. Certificates for fleet or owner tested vehicles may have a date of validation which is within twelve months of the assigned license renewal date.

AMENDATORY SECTION (Amending Order 91-46, filed 5/3/93, effective 6/3/93)

WAC 173-422-050 Emission contributing areas. Emission contributing areas within which the motor vehicle emission inspection program applies are designated by the following United States Postal Service ZIP codes as of January 1, ((1992)) 1993, set forth below:

(1) Puget Sound Region

(1) Taget Board	. region	
98001	98036	98083
98002	98037	98093
98003	98038	98101 thru 98199,
98004	98039	inclusive except 98110
98005	98040	98201 thru 98208
98006	98041	98258
98007	98042	98270
98008	98043	98271
98009	98046	98275
98011	98047	98290
98012	98052	98291
98015	98053	98327
98020	98054	98332
98021	98055	98335
98023	98056	98338
98025	98057	98344
98026	98058	98352
98027	98059	98354
98028	98062	98371 thru 98374
98031	98063	98387
98032	98064	98388
98033	98071	98390
98034	98072	98401 thru 98499
98035	98073	

(2) Spokane Region

99001	((99202
99005	99203
99014	99204
99016	99205
99019	99206
99021	99207
99025	99208
99027	99212
99037	99216
99201 thru 99299	99218))

(3) Vancouver Region

98607 98660 thru 98668 98671 except Skamania County 98682-86

AMENDATORY SECTION (Amending Order 91-46, filed 5/3/93, effective 6/3/93)

WAC 173-422-070 Gasoline vehicle inspection procedures. All persons certified by, or under contract to, the department to conduct motor vehicle emission inspections shall use the following procedures. Variations to the procedures specified may be established by the department for all or certain vehicles. Vehicles, not repaired as required by an emission recall for which owner notification was attempted after January 1, 1995, shall not be inspected until compliance with the recall is established.

- (1) The vehicle exhaust emissions of carbon monoxide, hydrocarbons, and carbon dioxide shall be measured using either a:
- (a) Two-speed (idle and 2500 rpm) test with the transmission in neutral or park; or
- (b) A loaded test with the transmission in drive for automatic transmissions or in ((third)) second gear ((unless the engine speed does not equal or exceed 2500 rpm then second gear shall be used for the loaded mode) for manual transmissions for the loaded mode and in park or neutral for the idle mode. A vehicle with an automatic transmission may be tested in drive for the idle mode if the idle rpm in neutral or park exceeds 1100 rpm. However, the idle rpm as tested cannot exceed 1100 rpm unless allowed to do so by the vehicle manufacturer's specifications.
- (2) The engine shall be at normal operating temperature during the emission test with all accessories off.
- (3) Any vehicle causing an unsafe condition, such as the continuous leaking of any fluid onto the floor, may be rejected from the inspection site.
 - (4) Vehicles shall be approximately level during the test.
- (5) Vehicles with more than one exhaust pipe shall be tested by sampling one exhaust pipe if the exhaust pipes originate from a common point in the exhaust system or simultaneously sampling each exhaust pipe.
- (6) The following steps shall be taken to prevent excessive dilution. The exhaust sample probe must be inserted at least ten inches into the tail pipe. If this is not possible, an extension boot shall be used. The exhaust emission test results shall not be recorded if the sum of the carbon monoxide and the carbon dioxide concentration does not equal or exceed six percent.

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- (7) If the engine stalls during the test, the exhaust sample probe shall be removed, the engine restarted, and one additional attempt made to complete the test after reinserting the exhaust sample probe.
 - (8) Two speed test sequence.
 - (a) Insert the exhaust sample probe.
- (b) The pass/fail analysis shall begin after an elapsed time of ten seconds. A pass determination shall be made for the vehicle and the idle mode terminated if:
- (i) The vehicle shall pass the idle mode test and this mode terminated if, prior to an elapsed time of thirty seconds, exhaust gas concentrations are less than or equal to 100 3ppm HC and 0.5 percent CO.
- (ii) The vehicle shall pass the idle mode test and this mode terminated if, at any time between an elapsed time of thirty seconds and ninety seconds, the exhaust gas concentrations are less than or equal to the applicable emission standards.
 - (c) Increase the engine speed to 2500 ± 300 rpm.
- (d) The pass/fail analysis shall begin after an elapsed time of ten seconds. A pass or fail determination shall be made for the vehicle and the 2500 rpm mode terminated for vehicles that passed the idle mode test as follows:
- (i) The vehicle shall pass the 2500 rpm mode test and this mode terminated if, prior to an elapsed time of thirty seconds, exhaust gas concentrations are less than or equal to 100 ppm HC and 0.5 percent CO.
- (ii) The vehicle shall pass the 2500 rpm mode test and this mode terminated if, at any time between an elapsed time of thirty seconds and one hundred eighty seconds, the exhaust gas concentrations are less than or equal to the applicable emission standards.
- (e) A pass or fail determination shall be made for vehicles that failed the idle mode test and the 2500 rpm mode test terminated at the end of an elapsed time of one hundred eighty seconds.
- (f) If the vehicle fails the initial idle mode test and passed the high-speed mode test, a second idle test will be conducted.
 - (9) Loaded test sequence.
 - (a) Insert the exhaust sample probe.
- (b) The test shall start when the dynamometer speed is within the following limits:

Engine Cylinders Speed (mph) Brake Horsepower

4 or less	22-25	2.8-4.1
5-6	29-32	6.8-8.4
7 or more	32-35	8.4-10.8

If the dynamometer speed falls outside the limits for more than five seconds in one excursion, or fifteen seconds over all excursions, the test shall be restarted.

- (c) The pass/fail analysis shall begin after an elapsed time of ten seconds. A pass determination shall be made for the loaded mode and this mode terminated if at any point between an elapsed time of thirty seconds and ninety seconds, the exhaust gas concentrations are less than or equal to the applicable emission standards.
- (d) The idle mode shall start when the dynamometer speed is zero and the vehicle engine speed is less than 1100 rpm. If engine speed exceeds 1100 rpm the idle mode test shall be restarted.

(e) The pass/fail analysis shall begin after an elapsed time of ten seconds. A pass determination shall be made for the vehicle and the idle mode terminated if:

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- (i) Prior to an elapsed time of thirty seconds, exhaust gas concentrations are less than or equal to 100 ppm HC and 0.5 percent CO.
- (ii) At any time between an elapsed time of thirty seconds and ninety seconds, exhaust gas concentrations are less than or equal to the applicable emission standards.
- (10) Before failing a 1981-((1986)) 1987 model year Ford Motor Company vehicle with a gross vehicle weight of 8500 pounds or less, or a 1984-85 model year Honda Prelude, the engine shall be shut off for ten seconds and then restarted and the failing mode repeated.

AMENDATORY SECTION (Amending Order 91-46, filed 5/3/93, effective 6/3/93)

WAC 173-422-075 Diesel vehicle inspection procedure. Diesel vehicles shall be tested using the following procedure:

- (1) With the transmission in neutral, move the accelerator pedal from normal idle as rapidly as possible to the full power position, and hold in this position ((for a minimum of three seconds but not more than five seconds unless)) until the speed governor limits the engine speed or the engine might exceed((s)) the maximum speed allowed by the vehicle manufacturer((, as indicated by the vehicle's tachometer or exhibits unstable operation when held against the speed governor then the accelerator pedal shall be immediately-released)).
- (2) Fully release the accelerator pedal so the engine decelerates to normal idle.
- (3) Measure the smoke opacity with an opacity meter which meets the requirements specified in WAC 173-422-095 continuously during the test.
- (4) Record the <u>peak</u> opacity reading ((two seconds after the opacity reading initially reaches 10 percent)).
- (5) Repeat the previous steps up to ten times ((or until three successive opacity measurements)) if necessary to obtain a peak opacity reading and two peak readings immediately following it that are equal to or less than the standard established in WAC 173-422-065.

AMENDATORY SECTION (Amending Order 91-46, filed 5/3/93, effective 6/3/93)

WAC 173-422-095 Exhaust opacity testing equipment. The exhaust opacity measurement shall be conducted using an opacity meter approved by the department.

The opacity meter shall:

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- (1) Automatically calibrates itself before each test.
- (2) Provide for continuous measurement of exhaust opacity unaffected by rain or wind.
- (((3) Have an accuracy of plus or minus one opacity percent digit.
- (4) Have a reading linearity of one opacity percent digit from 0-100 percent opacity.
- (5) Have a drift of less than plus or minus one percent per use.
- (6) Have a response time of less than 0.140 seconds for a change from 0-95 percent of full scale.
 - (7) Have a warm-up time of less than one minute.

- (8) Have an operating temperature range from 32 to 120 degrees Fahrenheit.
- (9) Automatically read the opacity two seconds after the opacity initially reaches 10 percent.))

AMENDATORY SECTION (Amending Order 91-46, filed 5/3/93, effective 6/3/93)

WAC 173-422-130 Inspection fees. At an inspection facility operated under contract to the state, the fee for the first emission inspection on each vehicle applicable to a vehicle license year shall be ((sixteen)) twelve or less dollars. If the vehicle fails, one reinspection will be provided free of charge at any inspection station operated under contract to the state, provided that the reinspection is applicable to the same vehicle license year. Any additional reinspection of a failed vehicle applicable to the same vehicle license year will require the payment of ((sixteen)) twelve or less dollars.

((Inspection station operators shall forward to the state treasurer-within ten working days, the amount of fees due to the state for inspections conducted during the previous month.

The department or its designee shall have the right to audit any inspection station operator's or contractor's records and procedures to substantiate that the operator or contractor is properly collecting and accounting for such fees.))

AMENDATORY SECTION (Amending Order 91-46, filed 5/3/93, effective 6/3/93)

WAC 173-422-160 Fleet and diesel owner vehicle testing requirements. The department may authorize emission inspections by fleet operators including government agencies and the owners of diesel motor vehicles with a gross vehicle weight rating in excess of 8500 pounds or by an automotive service or testing facility engaged by the vehicle owner for such activity. Authorizations to conduct emission tests and issue certificates of compliance under this section are limited to authorized fleet vehicles or diesel vehicles with a gross vehicle weight rating in excess of 8500 pounds.

- (1) The exhaust analyzers used for certification testing of gasoline fleet vehicles shall meet the specifications in WAC 173-422-090.
- (2) All persons engaged in testing of gasoline fleet or diesel vehicles must comply with all applicable provisions of this chapter except WAC 173-422-100 (2)(b)(iii) and (iv) and (c)(iii) and (iv). The checks specified in WAC 173-422-100 (2)(c) except (c)(iii) and (iv), in addition to being required weekly, shall be performed after each relocation of the analyzer.
- (3) All persons conducting tests for the purpose of issuing certificates for fleet or diesel vehicles shall be ecology certified emission specialists.
- (4) Legibly completed forms will constitute certificates of compliance for licensing purposes. Any person conducting testing under this section shall forward to the department within ten working days after the end of each month, a copy of each certificate of compliance issued during that month. Copies of each certificate of compliance shall be retained by the person issuing the certificate for at least two years from date of issuance. Alternative arrangements for providing

and/or storing this information using automated data storage devices may be approved or required by the department.

Forms must be purchased from the department in advance of issuance through payment of ((sixteen)) twelve or less dollars to the department for each certificate requested. Refunds or credit may be given for unused certificates returned to the department.

Payment for fleet forms is waived for government fleets.

Test forms provided under this section are official documents. Persons receiving the forms from the department are accountable for each form provided.

Voided forms must be handled the same as certificates of compliance. One copy shall be sent to the department within ten days after the end of the month in which the form was voided and one copy shall be retained by the person accountable for the forms for at least two years after date of voiding. Refunds will not be made for voided forms.

- (5) All persons authorized to conduct fleet or government vehicle inspections under this section shall be subject to performance audits and compliance inspections by the department, during normal business hours.
- (6) Fleet vehicles may be inspected any time between their scheduled license renewals.
- (7) Certificates of acceptance may not be issued under this section.

AMENDATORY SECTION (Amending Order 91-46, filed 5/3/93, effective 6/3/93)

WAC 173-422-170 Exemptions. The following motor vehicles are exempt from the inspection requirement:

- (1) Vehicles proportionally registered pursuant to chapter 46.85 RCW.
 - (2) Vehicles whose model year is 1967 or earlier.
- (3) New motor vehicles whose equitable or legal title has never been transferred to a person who in good faith purchases the vehicle for purposes other than resale; this does not exempt motor vehicles that are or have been leased.
- (4) Motor vehicles that use propulsion units powered exclusively by electricity.
 - (5) Motor-driven cycles as defined by RCW 46.04.332.
- (6) ((Until June 1, 1993, motor vehicles powered by diesel engines or two cycle engines.
 - (7))) Farm vehicles as defined by RCW 46.04.181.
- $((\frac{(8)}{(8)}))$ (7) Vehicles exempted from licensing pursuant to RCW 46.16.010.
 - (((9))) (8) Mopeds as defined by RCW 46.04.304.
- (((10))) (9) Vehicles garaged and operated out of the emission contributing area.
- (((11))) <u>(10)</u> Vehicles registered with the state but not for highway use.
- (((12))) (11) Used vehicles ((whose licenses have expired or will expire within thirty days when)) sold by a Washington licensed motor vehicle dealer.
- (((13))) (12) Motor vehicles fueled by propane, compressed natural gas, or liquid petroleum gas and so recognized by the department of licensing.
- (((14))) (13) Motor vehicles whose manufacturer or engine manufacturer provides information that the vehicle cannot meet emission standards because of its design. In lieu of exempting these vehicles alternative standards and/or inspection procedures may be established.

- (14) Motor vehicles whose registered ownership is being transferred between parents, siblings, grandparents, grand-children, spouse or present co-owners and all transfers to the legal owner or a public agency.
- (15) To ensure a biennial inspection of vehicles registered in the emission contributing areas, motor vehicles with model year matching (even to even, odd to odd) the expiration year of the license being purchased. This does not apply to vehicles being inspected because the registered owner is being changed.

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 173-422-140 Inspection forms and certificates.

WSR 93-20-048 PROPOSED RULES DEPARTMENT OF SOCIAL AND HEALTH SERVICES

(Public Assistance) [Filed September 30, 1993, 2:51 p.m.]

Original Notice.

Title of Rule: WAC 388-49-500 Income—Deductions and 388-49-510 Income eligibility standards.

Purpose: Per 7 CFR 273.9, the Department of Agriculture, Food and Nutrition Service (FNS) regularly updates the various income standards used in the food stamp program. Effective October 1, 1993, FNS has updated the gross and net income standards, the household standard deduction, the maximum shelter allowance, and the homeless shelter expense.

Statutory Authority for Adoption: RCW 74.04.510. Statute Being Implemented: RCW 74.04.510.

Summary: Since the FNS information was received too late for regular adoption proceedings, the WAC amendments will be adopted by emergency adoption.

Reasons Supporting Proposal: Effective October 1, 1993, the Department of Agriculture, Food and Nutrition Service (FNS) updated the gross and net income standards, standard deduction, maximum shelter deduction, and homeless shelter cost.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Dan Ohlson, Division of Income Assistance, 438-8326.

Name of Proponent: Department of Social and Health Services, governmental.

Rule is necessary because of federal law, 7 CFR 273.9 (a)(3), (d)(1), and (d)(5)(i)(ii).

Explanation of Rule, its Purpose, and Anticipated Effects: Same as above.

Proposal Changes the Following Existing Rules: See above.

No small business economic impact statement is required for this proposal by chapter 19.85 RCW.

Hearing Location: OB-2 Auditorium, 14th and Franklin, Olympia, Washington, on November 9, 1993, at 10:00 a.m.

If you need sign language assistance, please contact the Office of Vendor Services by October 26, 1993. TDD 753-4595 or SCAN 234-4595.

Submit Written Comments to: Dewey Brock, Chief, Office of Vendor Services, Mailstop 45811, Department of Social and Health Services, Olympia, 98504, TELEFAX 586-8487 or SCAN 321-8487, by November 2, 1993.

Date of Intended Adoption: November 10, 1993.

September 30, 1993 Dewey Brock, Chief Office of Vendor Services Administrative Services Division

AMENDATORY SECTION (Amending Order 3473, filed 10/28/92, effective 11/28/92)

WAC 388-49-500 Income—Deductions. (1) The department shall allow the following deductions when computing net income:

- (a) A standard deduction of one hundred ((twenty-seven)) thirty-one dollars per household per month;
- (b) An earned income deduction of twenty percent of gross earned income except as provided in WAC 388-49-640(8):
- (c) A dependent care deduction of the actual amount incurred not to exceed one hundred sixty dollars per dependent when care is necessary for a household member to:
 - (i) Seek, accept, or continue employment; or
- (ii) Attend training or education preparatory to employment.
- (d) A deduction for nonreimbursable monthly medical expenses over thirty-five dollars incurred by an elderly or disabled household member;
- (e) Shelter costs in excess of fifty percent of the household's income after deducting the standard, earned income, medical, and dependent care deductions. The shelter deduction shall not exceed two hundred <u>seven</u> dollars; and
- (f) An excess shelter deduction for the monthly amount exceeding fifty percent of the household's monthly income after all applicable deductions for households containing an elderly or disabled person.
 - (2) A household's shelter costs may include:
- (a) Costs for a home not occupied because of employment, training away from the home, illness, or abandonment caused by casualty loss or natural disaster shall be allowed if the:
 - (i) Household intends to return to the home;
- (ii) Current occupants, if any, are not claiming shelter costs for food stamp purposes; and
- (iii) Home is not being leased or rented during the household's absence.
- (b) Charges for the repair of the home substantially damaged or destroyed due to a natural disaster;
- (c) The standard utility allowance when a household incurs any separate utility charges for heating or cooling costs. A household may incur a separate utility charge when the household:
 - (i) Has not yet received a billing for utilities;
- (ii) Is billed monthly by the landlord for actual usage as determined through individual metering; or

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- (iii) Shares residence and utility costs with other persons, in which case the deduction is for the household's prorated share of the standard allowance.
- (d) Actual utility costs rather than the standard utility allowance if the household is:
 - (i) Not entitled to the standard utility allowance; or
- (ii) Requesting use of actual utility bills. A monthly telephone standard shall be allowed for households incurring telephone expenses if the household is not entitled to claim the standard utility allowance.
- (e) A shelter amount of one hundred ((thirty-two)) thirty-seven dollars when all household members are homeless as specified under WAC 388-49-020(36) and the household incurs or expects to incur:
- (i) Monthly shelter costs no greater than one hundred ((thirty-two)) thirty-seven dollars; or
- (ii) Unverified shelter costs exceeding one hundred ((thirty-two)) thirty-seven dollars.
- (3) A household may switch between actual utility costs and the standard utility allowance:
 - (a) At each recertification; and
- (b) One additional time during each twelve-month period following the initial certification action.
- (4) The department shall provide excess medical or shelter deductions effective with supplemental security income (SSI) eligibility when households:
- (a) Become categorically eligible within the time limits specified under WAC 388-49-120 and 388-49-150 after a food stamp application;
- (b) Receive food stamps as a nonassistance household until becoming categorically eligible; or
- (c) Become categorically eligible after denial of nonassistance food stamps.
- (5) The department shall not provide a deduction for that portion of a deductible expense, described under this section, paid by an excluded:
 - (a) Reimbursement; or
- (b) Vendor payment, except for Low Income Home Energy Assistance Act (LIHEAA) payments.
 - (6) The department shall verify:
- (a) Dependent care costs including changes, except in prospective budgeting; and
- (b) Medical expenses and the reimbursement amounts resulting in a deduction:
- (i) At recertification, if the amount has changed more than twenty-five dollars; and
- (ii) On a monthly basis for a household subject to monthly reporting.
- (c) Actual shelter costs for homeless households when such costs exceed the amount in subsection (2)(e) of this section.
- (7) If medical reimbursement cannot be verified, the department shall certify the household without allowing the deduction, except in prospective budgeting.

AMENDATORY SECTION (Amending Order 3473, filed 10/28/92, effective 11/28/92)

WAC 388-49-510 Income eligibility standards. (1) Categorically eligible households, as described in WAC 388-49-180, are not subject to the provisions of this section.

- (2) The department shall determine eligibility on the basis of gross income and net food stamp income except for households in subsection (3) of this section.
- (3) The department shall determine eligibility on the basis of net food stamp income for households containing an elderly or disabled member.
- (4) The gross and net monthly maximum income standards as established by the department of agriculture are as follows:

Gross Monthly Income Standard

Household Size	Maximum	Standard
1	\$ ((738))	<u>756</u>
2	((996))	1,022
3	((1,254))	<u>1,289</u>
4	((1,512))	<u>1,555</u>
5	((1,770))	<u>1,822</u>
6	((2,027))	<u>2,088</u>
7	((2,285))	<u>2,355</u>
8	((2,543))	<u>2,621</u>
9	((2,801))	<u>2,888</u>
10	((3,059))	<u>3,155</u>
Each additional person	+((258))	<u>267</u>

Net Monthly Income Standard

Household Size	Maximum S	Standard
1	\$ ((568))	<u>581</u>
2	((766))	786
3	((965))	991
4	((1,163))	1,196
5	((1,361))	1,401
6	((1,560))	<u>1,606</u>
7	((1,758))	1,811
8	((1,956))	2,016
9	((2,155))	2,221
10	((2,354))	2,426
Each additional person	+((199))	205

WSR 93-20-055 PROPOSED RULES DEPARTMENT OF SOCIAL AND HEALTH SERVICES

(Public Assistance) [Filed September 30, 1993, 3:00 p.m.]

Original Notice.

Title of Rule: Amending WAC 388-95-395 Transfer of assets and 388-99-035 Resource standards; and repealing WAC 388-92-043.

Purpose: To comply with changes in OBRA 1993 in the transfer of resources, look-back periods, and periods of ineligibility.

Statutory Authority for Adoption: RCW 74.08.090.

Statute Being Implemented: RCW 74.08.090.

Summary: Repealed WAC 388-92-043 as it is obsolete. WAC 388-95-395 changes the look-back period and period of ineligibility for the transfer of a resource. WAC 388-99-035 changes cross references.

Reasons Supporting Proposal: Complies with the requirements of OBRA 1993.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Joanie Scotson, Medical Assistance Administration, 753-7462.

Name of Proponent: Department of Social and Health Services, governmental.

Rule is necessary because of federal law, OBRA in 1993.

Explanation of Rule, its Purpose, and Anticipated Effects: Same as above.

Proposal Changes the Following Existing Rules: See above.

No small business economic impact statement is required for this proposal by chapter 19.85 RCW.

Hearing Location: OB-2 Auditorium, 14th and Franklin, Olympia, Washington, on November 9, 1993, at 10:00 a.m.

If you need sign language assistance, please contact the Office of Vendor Services by October 26, 1993. TDD 753-4595 or SCAN 234-4595.

Submit Written Comments to: Dewey Brock, Chief, Office of Vendor Services, Mailstop 45811, Department of Social and Health Services, Olympia, 98504, TELEFAX 586-8487 or SCAN 321-8487, by November 2, 1993.

Date of Intended Adoption: November 10, 1993.

September 30, 1993
Dewey Brock, Chief
Office of Vendor Services
Administrative Services Division

AMENDATORY SECTION (Amending Order 3206, filed 7/23/91, effective 8/23/91)

WAC 388-95-395 Transfer of ((resources)) assets. (1) The terms in this section shall have the following definitions:

- (a) (("Institutionalized person" means a person who is:
- (i) An inpatient in a nursing facility;
- (ii) An inpatient in a medical institution where the payment is made for a level of care provided in a nursing facility; or
- (iii) In need of the level of care provided in a nursing facility or medical institution, but receiving home or community based services under WAC 388-83-200 and 388-83-210; and
- (iv) Expected to be in the nursing facility, medical institution, or receiving home or community based services under WAC 388-83-200 and 388-83-210 for thirty consecutive days or more.
- (b) "Institutional spouse" means a person who meets the requirements of (a) of this subsection and is married to a spouse who is not:
 - (i) In a medical institution;
 - (ii) Nursing facility; or
- (iii) Receiving home or community based services under WAC 388-83-200 or 388-83-210.
- (e))) "Community spouse" means the person married to an institutionalized ((person)) client.
- (((d) "Institutional services" means a level of care provided in a nursing facility, equivalent nursing facility in a medical institution, or in a home or community-based program under WAC 388-83-200 or 388-83-210.

- (e) "Transfer" means any act or omission to act whereby title to or any interest in property is assigned, set over, or otherwise vested or allowed to vest in another person, including but not limited to delivery of personal property, bills of sale, deeds, mortgages, pledges, or any other instrument conveying or relinquishing an interest in property.
- (f))) (b) "Fair market value (FMV)" means the price the ((resource)) asset may reasonably sell for on the open market at the time of transfer or assignment.
- (c) "Institutional services" means a level of care provided in a nursing facility, equivalent nursing facility in a medical institution, or in a home-based or community-based program under WAC 388-83-200 or 388-83-210.
- (d) "Institutional spouse" means a client who meets the requirements of subsection (1) of this section and is married to a spouse who is not:
 - (i) In a medical institution;
 - (ii) In a nursing facility; or
- (iii) Receiving home-based or community-based services under WAC 388-83-200 or 388-83-210.
 - (e) "Institutionalized client" means a person who is:
 - (i) An inpatient in a nursing facility;
- (ii) An inpatient in a medical institution where the payment is made for a level of care provided in a nursing facility; or
- (iii) In need of the level of care provided in a nursing facility or medical institution, but receiving home or community-based services under WAC 388-83-200 and 388-83-210; and
- (iv) Expected to be in the nursing facility, medical institution, or receiving home or community-based services under WAC 388-83-200 and 388-83-210 for thirty consecutive days or more.
- (f) "Transfer" means any act or omission to act, by a client or a nonapplying joint tenant, whereby title to or any interest in property is assigned, set over, or otherwise vested or allowed to vest in another person, including but not limited to:
 - (i) Delivery of personal property;
 - (ii) Bills of sale, deeds, mortgages, pledges; or
- (iii) Any other instrument conveying or relinquishing an interest in property.
- (g) "Uncompensated value" means the ((fair market value)) FMV of a resource at the time of transfer minus the value of compensation the person receives in exchange for the resource.
- (h) "Undue hardship" means the client's inability to meet shelter, food, clothing, and health care needs.
- (i) "Value of compensation received" means the consideration the purchaser pays or agrees to pay. Compensation includes:
- (i) All money, real or personal property, food, shelter, or services the person receives under a legally enforceable agreement whereby the eligible ((person)) client shall transfer the resource; and
- (ii) The payment or assumption of a legal debt the ((person)) client owes in exchange for the resource.
- (((i) "Undue hardship" means the client's inability to meet shelter, food, clothing, and health care needs.))
- (2) ((The department shall consider resource transfers made on or before June 30, 1989 under WAC 388-92-043.

- (3) The department shall consider resource transfers made on or after July 1, 1989 under this section.
- (4))) The department shall not impose any penalty for the transfer of any exempt asset for less than ((fair market value of any exempt resource)) FMV except ((for the home as provided under this section)) as specified under subsection (7) of this section when the client transfers the client's home.
- (3) The department shall determine whether the client or the client's spouse transferred an asset within the following look-back period:
- (a) Thirty months when determining eligibility for services received:
 - (i) On or before September 30, 1993; or
- (ii) On or after October 1, 1993, and the transfer of assets was on or before August 10, 1993.
- (b) Thirty-six months when determining eligibility for services on or after October 1, 1993 and the transfer of assets was after August 10, 1993; or
- (c) Sixty months when determining eligibility for services received on or after October 1, 1993 and all or part of the transferred assets are placed in a trust established after August 10, 1993 and all or part of the resources are deemed transferred as described under WAC 388-92-041 (9)(c) or (11)(b).
- (4) The department shall consider the look-back period, as described under subsection (3) of this section, to begin the first day of the month the client:
- (a) Becomes an institutionalized person, if the client is eligible for medical assistance on that date; or
- (b) Applies for institutional care when the client is not eligible for medical assistance as of the date the client initially became institutionalized.
- (5) The department shall calculate a period of ineligibility for nursing facility services, equivalent nursing facility services in a medical institution, and services described under WAC 388-83-200 and 388-83-210, for the institutionalized ((person)) client when the ((person)) client or the ((person's)) client's spouse ((disposes of a resource)) transfers an asset for less than ((fair market value at any time during or after the thirty month period immediately before the date:
- (a) The person becomes an institutionalized person, if eligible for medical assistance on such date; or
- (b) If not eligible as of the date of institutionalization, the date an institutionalized person applies for such services)) FMV within the look-back periods as described under subsections (3) and (4) of this section.
- (6) The department shall establish a period of ineligibility ((beginning on the first day of the month in which the person or the person's spouse transfers the resource. The number of months of ineligibility shall equal the lesser of)) for a client when the client or the client's spouse has transferred an asset:
- (a) On or before August 10, 1993. Such period of ineligibility shall:
- (i) Begin the first day of the month in which the resource was transferred;
 - (ii) Be the lesser of:
 - (((a))) (A) Thirty months; or
- (((b))) (B) The number of whole months found by dividing the total uncompensated value of the transferred

- ((resource)) <u>assets</u> by the statewide average monthly cost of nursing facility services to a private patient at the time of the application; and
- (((e) The period of ineligibility shall not include a partial month)) (iii) Run concurrently when multiple transfers of assets have been made during the look-back period.
- (b) On or after August 11, 1993. Such period of ineligibility shall:
- (i) For a transfer of assets during the look-back period, except for a transfer made during a period of ineligibility established under this section:
- (A) Begin on the first day of the month in the look-back period in which an asset was transferred; and
- (B) Equal the number of whole months found by dividing the total, cumulative uncompensated value of all assets transferred during the look-back period by the state-wide average monthly cost of nursing facility services to a private patient at the time of application.
- (ii) For a transfer of assets made while receiving medical assistance as an institutionalized client, or for transfers made during a period of ineligibility established under this section:
- (A) Begin on the first day of the month in which an asset was transferred, or after the expiration of all other periods of ineligibility established under this section, whichever is later; and
- (B) Equal the number of whole months found by dividing the total, uncompensated value of the transferred asset by the statewide average monthly cost of nursing facility services to a private patient at the time of application.
- (iii) Run consecutively when multiple transfers of assets have been made during the look-back period.
- (7) The department shall not find the institutionalized ((person)) client ineligible for institutional services ((if)) when the ((resource)) transferred asset was a home and the home was transferred to the ((person's)) client's:
 - (a) Spouse; or
 - (b) Child who is:
 - (i) Aged, blind, or permanently and totally disabled; or
 - (ii) Twenty years of age or under.
 - (c) Sibling who has:
 - (i) Equity in the home; and
- (ii) Lived in the home for <u>at least</u> one year immediately before the ((person)) client became institutionalized.
- (d) Child, other than described under subsection (7)(b) of this section, who:
- (i) Lived in the home for two years or more immediately before the ((person)) client became institutionalized; and
- (ii) Provided care to the ((person)) client to permit the ((person)) client to remain ((eontinuously)) at home.
- (8) The department shall not find the institutionalized ((person)) client ineligible for institutionalized services if the ((resource)) asset other than the home was transferred ((to)):
- (a) ((Or from)) To the ((person's)) client's spouse or to another person for the sole benefit of the client's spouse; or
- (b) ((Or)) From the client's spouse to another person for the sole benefit of the ((person's)) client's spouse; or
- (c) To the ((person's)) client's blind or permanently and totally disabled child, or to a trust established solely for the benefit of such child; or

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- (d) To a trust established solely for the benefit of a person sixty-four years of age or younger who is disabled according to SSI criteria.
- (9) The department shall not find a person ineligible ((if)) under this section when the ((person)) client can satisfactorily show the department that:
- (a) ((He or she)) The client intended to transfer the home or ((nonexempt)) other resource at ((fair market value)) FMV or other valuable consideration; ((or))
- (b) ((He or she)) The client transferred the home or ((nonexempt)) resource exclusively for a purpose other than to qualify for medical assistance; ((or))
- (c) All assets transferred by the client for less than FMV have been returned to the client; or
- (d) The denial of eligibility would cause an undue hardship.
- (10) A ((person)) client or the spouse of such a ((person,)) client the department determines ineligible under this section((, has the right to)) may request a hearing to appeal the determination of ineligibility. The procedure for the hearing is under chapter 388-08 WAC.
 - (11) The department shall:
- (a) ((Exelude)) Exempt cash received from the sale, transfer, or exchange of ((an exeluded resource)) an asset to the extent that the cash is used ((to replace or is reinvested in another exeluded resource)) for an exempt asset within the same month, except as specified under WAC 388-92-045.
- (b) Consider any ((portion of the)) cash remaining ((a nonexcluded resource)) as an available asset
- (12) When the transfer of an asset has resulted in a period of ineligibility for one spouse, the department shall not impose a period of ineligibility for the other spouse for the transfer of the same asset.

AMENDATORY SECTION (Amending Order 3472, filed 10/28/92, effective 11/28/92)

- WAC 388-99-035 Resource standards. (1) The department shall ensure the total value of resources allowed and not otherwise excluded will not exceed the dollar amount in:
- (a) Subsection (($\frac{(1)}{(1)}$)) (2)(a) of this section for a single person; or ((the dollar amount in))
- (b) Subsection (((1))) (2)(b) of this section for a family. (((a) Effective January 1, 1989,)) (2) The department shall determine the resource limitation for a:
 - (a) Single person will be two thousand dollars((-)); and
- (b) ((Effective January 1, 1989, the department shall determine the resource limitation for a)) Married couple ((shall)) will be three thousand dollars. The department shall increase this amount by fifty dollars for each additional family member in the household.
- (((2) See WAC 388-92-043)) (3) For regulations on transfer of resources ((without adequate consideration)):
- (a) For a client who is not institutionalized, see WAC 388-83-130; or
 - (b) For an institutionalized client, see WAC 388-95-395.

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 388-92-043

Transfer of resources without adequate consideration.

WSR 93-20-056 PROPOSED RULES DEPARTMENT OF SOCIAL AND HEALTH SERVICES

(Public Assistance)
[Filed September 30, 1993, 3:01 p.m.]

Original Notice.

Title of Rule: WAC 388-91-007 Drugs—Drug discount agreement, 388-91-010 Drugs—Not requiring prior authorization, and 388-91-020 Drugs—Requiring authorization.

Purpose: Sets up a supplemental pharmaceutical manufacturers' state discount in order for their drug to be prescribed without special authorization by medical assistance administration. Deletes the requirement that the department not require prior authorization for new drugs for a six-month period.

Statutory Authority for Adoption: RCW 74.08.080.

Statute Being Implemented: RCW 74.08.090.

Summary: Sets up a supplemental pharmaceutical manufacturers' state discount in order for their drug to be prescribed without special authorization by medical assistance administration.

Reasons Supporting Proposal: Included in budget.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Bobbe Andersen, Medical Assistance Administration, 753-0529.

Name of Proponent: Department of Social and Health Services, governmental.

Rule is not necessitated by federal law, federal or state court decision.

Explanation of Rule, its Purpose, and Anticipated Effects: Same as above.

Proposal Changes the Following Existing Rules: See above.

No small business economic impact statement is required for this proposal by chapter 19.85 RCW.

Hearing Location: OB-2 Auditorium, 14th and Franklin, Olympia, Washington, on November 9, 1993, at 10:00 a.m.

If you need sign language assistance, please contact the Office of Vendor Services by October 26, 1993. TDD 753-4595 or SCAN 234-4595.

Submit Written Comments to: Dewey Brock, Chief, Office of Vendor Services, Mailstop 45811, Department of Social and Health Services, Olympia, 98504, TELEFAX 586-8487 or SCAN 321-8487, by November 2, 1993.

Date of Intended Adoption: November 10, 1993.

September 30, 1993
Dewey Brock, Acting Chief
Office of Vendor Services
Administrative Services Division

NEW SECTION

WAC 388-91-007 Drugs—Drug discount agreement.

(1) A supplemental drug discount agreement between each pharmaceutical manufacturer and the department is required. This agreement is to provide a supplemental drug discount in addition to the amount provided to the Medicaid program under the terms of their agreement with the federal Department of Health and Human Services.

(2) The supplemental drug discount shall be a percentage applied to the quarterly basic Health Care Financing Administration (HCFA) requested rebated amount. The discount will be assessed when the HCFA rebate amount, per labeler code, exceeds one thousand dollars in a reporting quarter.

AMENDATORY SECTION (Amending Order 3286, filed 11/19/91, effective 12/20/91)

WAC 388-91-010 Drugs—Not requiring prior authorization. (1) The department shall publish a list of all drugs not requiring prior approval as described under subsections (3)(a) through (3)(e) and (4) of this section. The medical assistance administration may make changes to this list ((based on the recommendations of the drug review advisory committee)) providing that action is in compliance with regulations governing the drug program and with acceptable management policies.

(2) The list described under subsection (1) of this section may include drugs which require prior approval only because the manufacturer has not signed a supplemental drug discount agreement as specified under subsection (3)(f) of this section. The department shall publish a list of manufacturers who have signed a supplemental drug discount agreement and whose products do not require prior approval.

(3) The department's decision not to require authorization for drug preparations ((is)) shall be based on ((these)) the following criteria:

(a) The drug ((shall be)) is established as a part of necessary and essential care for the condition for which ((i+)) the drug is used;

(b) The drug ((shall be)) is in general use by physicians practicing in Washington;

(c) The drug ((shall be)) is of moderate cost. The department shall use generic forms when the drug is listed under the department or federal maximum allowable cost (MAC) programs. When two preparations of equal effectiveness but disparate costs are presented, the department shall select the less expensive drug;

(d) The food and drug administration shall not have classified the drug as "less than effective";

(e) The drug $((\frac{\text{shall}}{\text{shall}}))$ is not $((\frac{\text{be}}{\text{be}}))$ experimental $((\frac{\text{shall}}{\text{shall}}))$; and

(f) That the drug manufacturer/labeler sign a Washington state drug discount agreement.

- (4) The department shall use the following process to determine when a drug preparation requires prior authorization:
- (a) Review objective, scientific information and utilization data for appropriateness according to the criteria in subsection (((2))) (3) of this section; or
- (b) Provide for the potential appointment of an advisory committee by the secretary in accordance with RCW

43.20A.360 to review and advise the medical assistance administration whether the drug preparation requires prior authorization; and

(c) Make appropriate changes in the ((need to not)) requirement of prior ((nuthorize)) authorization as to a drug preparation when consistent with subsection ((12)) (3) of this section, and may accept recommendations of the advisory committee providing that action is in compliance with regulations governing the program and with acceptable management policies.

((44)) (5) Until January 1, 1994 the department shall ((eomply with federal Medicaid laws to)) not require prior authorization for any new biological or drug that the federal Food and Drug Administration approves ((for a period of six months after such approval)) between July 1, 1993 through December 31, 1993.

AMENDATORY SECTION (Amending Order 3286, filed 11/19/91, effective 12/20/91)

WAC 388-91-020 Drugs—Requiring authorization.
(1) The pharmacist shall make a request to the department for drugs requiring prior authorization before dispensing the drug. The request shall be supported by the medical diagnosis and include proper justification for the drug. Drugs requiring prior authorization also include those drugs for which the drug manufacturer/labeler has failed to sign a Washington state drug discount agreement.

(2) ((Payment)) The department may ((be made)) pay for drugs requiring prior authorization which are prescribed without prior authorization only:

(a) In an acute emergency((, and));

(b) If the physician can substantiate that a drug is mandatory((-)); and

(c) The department ((shall receive)) receives justification within seventy-two hours for consideration.

WSR 93-20-057 PROPOSED RULES DEPARTMENT OF SOCIAL AND HEALTH SERVICES

(Public Assistance) [Filed September 30, 1993, 3:03 p.m.]

Original Notice.

Title of Rule: WAC 388-83-041 Income—Eligibility and 388-92-041 Trusts.

Purpose: To comply with changes in OBRA 1993 in the treatment of trusts established after August 10, 1993.

Statutory Authority for Adoption: RCW 74.08.090. Statute Being Implemented: RCW 74.08.090.

Summary: Specify changes in the treatment of trusts

established after August 10, 1993.

Reasons Supporting Proposal: Complies with the requirement of OBRA 1993.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Joanie Scotson, Medical Assistance Administration, 753-7462.

Name of Proponent: Department of Social and Health Services, governmental.

Rule is necessary because of federal law, OBRA 1993.

Explanation of Rule, its Purpose, and Anticipated Effects: Same as above.

Proposal Changes the Following Existing Rules: See above.

No small business economic impact statement is required for this proposal by chapter 19.85 RCW.

Hearing Location: OB-2 Auditorium, 14th and Franklin, Olympia, Washington, on November 9, 1993, at 10:00 a.m.

If you need sign language assistance, please contact the Office of Vendor Services by October 26, 1993. TDD 753-4595 or SCAN 234-4595.

Submit Written Comments to: Dewey Brock, Chief, Office of Vendor Services, Mailstop 45811, Department of Social and Health Services, Olympia, 98504, TELEFAX 586-8487 or SCAN 321-8487, by November 2, 1993.

Date of Intended Adoption: November 10, 1993.

September 30, 1993
Dewey Brock, Acting Chief
Office of Vendor Services
Administrative Services Division

AMENDATORY SECTION (Amending Order 3518, filed 2/24/93, effective 3/27/93)

WAC 388-83-041 Income—Eligibility. (1) For cash assistance clients of AFDC, ((FIP,)) GA-U, or SSI, the department shall find a person eligible for medical care programs without a separate determination of eligibility.

- (2) For a noncash medical assistance client, the department shall determine countable income according to AFDC, ((FIP₂)) or SSI methodology, except the department shall:
- (a) Budget income prospectively as defined under WAC 388-28-483;
 - (b) Not use mandatory monthly income reporting;
- (c) Consider financial relative responsibility as described under WAC 388-92-025 for SSI-related clients and WAC 388-83-046 for clients unrelated to SSI;
- (d) Exclude lump sum payments as described under WAC 388-92-045;
- (e) Consider the AFDC earned income exemption as described under WAC 388-83-130; and
- (f) Consider the principle and interest payment from a sales or real estate contract as described under WAC 388-92-045 (2)(a) as unearned income;
- (g) Consider the interest payment from a sales or real estate contract as described under WAC 388-92-045 (2)(b) as unearned income;
- (h) Require clients to take all necessary steps to obtain any annuities, pensions, retirement, and disability benefits to which they are entitled, unless they can show good cause for not doing so. The client's annuities, pensions, retirement, and disability benefits may include, but are not limited to, veteran's compensation and pensions, OASDI benefits, railroad retirement benefits, and unemployment compensation;
- (i) Allow child care expenses the client pays as an income deduction; ((and))
- (j) Exempt earned income tax credit refunds and payments, the person receives on or after January 1, 1991, during the month of receipt and the following month; and
- (k) Consider trusts as described under WAC 388-92-041.

AMENDATORY SECTION (Amending Order 3476, filed 10/28/92, effective 11/28/92)

- WAC 388-92-041 ((Medicaid qualifying)) Trusts. (1) ((A Medicaid qualifying trust is a grantor trust, or other similar legal device, set up by the client, client's spouse, or the legal guardian for an incompetent client under which:
- (a) The client may be the beneficiary of all or part of the payments from the trust; and
- (b) The distribution of such payments is determined by one or more trustees; and
- (e) The trustees are permitted to use discretion with respect to the distribution to the client.
- (2) The amount deemed to be available to the client from the trust is the greatest amount of payments permitted to be distributed under the terms of the trust.
 - (3) This section shall apply:
 - (a) Whether or not the Medicaid qualifying trust:
 - (i) Is irrevocable; or
- (ii) Is established for purposes other than to establish eligibility for medical assistance.
- (b) Whether or not the trustees actually use the discretion permitted by the trust.
- (4) The department shall waive the requirements of this section if undue hardship exists. Each ease involving a Medicaid qualifying trust shall be evaluated on an individual basis to decide if undue hardship exists. Undue hardship shall include but not be limited to situations in which:
- (a) The trustee has refused to disburse the funds from the trust and the client has filed and is actively pursuing litigation to require the trustee to disburse said funds; or
- (b) The client would be forced to go without life sustaining services because trust funds are not made available to pay for the services.
- (5) This section shall not apply to any trust or initial trust decree established:
 - (a) Prior to April 7, 1986; and
- (b) Solely for the benefit of a mentally retarded elient who lives in an intermediate care facility for the mentally retarded)) For the purposes of this section, a trust shall include any legal instrument similar to a trust.
- (2) The department shall ensure this section does not apply to any trust or initial trust decree established:
 - (a) On or before April 6, 1986; and
- (b) Solely for the benefit of a mentally retarded client who lives in an intermediate care facility for the mentally retarded.
- (3) For trusts established on or before August 10, 1993, the department shall:
- (a) Determine if the trust is established by the client, client's spouse, or the legal guardian for an incompetent client under which:
- (i) The client may be the beneficiary of all or part of the payments from the trust;
- (ii) The distribution of such payments is determined by one or more of the trustees; and
- (iii) The trustees are permitted to use discretion with respect to the distribution of payments to the client.
- (b) Consider available to the client the greatest amount of payments permitted to be distributed under the terms of the trust when the conditions defined under subsection (3)(a) of this section exist;

- (c) Apply subsection (3)(b) of this section whether or not:
 - (i) The trust:
 - (A) Is irrevocable; or
- (B) Is established for purposes other than to establish eligibility for medical assistance.
- (ii) The trustees actually use the discretion permitted by the trust.
- (d) For an irrevocable trust not meeting the description under subsection (3)(a) of this section, consider:
- (i) The trust as an unavailable resource when the client establishes the trust for a beneficiary other than the client or the client's spouse;
- (ii) As an available resource the amount of the trust's assets:
 - (A) The client may access; or
- (B) The trustee of the trust distributes as actual payments to the client.
 - (e) For a revocable trust, consider:
- (i) The full amount of the trust as an available resource of the client when the trust is established by:
 - (A) The client;
- (B) The client's spouse and the client lives with the spouse; or
- (C) A person other than the client or the client's spouse only to the extent the client has access to the assets of the trust.
- (ii) Only the amounts paid to the client from the trust as an available resource when the trust is established by:
- (A) The client's spouse and the client does not live with the spouse; or
- (B) A person other than the client or the client's spouse and payments are distributed by a trustee of the trust.
- (f) Waive the requirements of subsection (3) if undue hardship exists. Undue hardship includes but is not limited to situations in which:
- (i) The trustee refused to disburse the funds from the trust and the client has filed and is actively pursuing litigation to require the trustee to disburse said funds; or
- (ii) The client would be forced to go without life sustaining services because trust funds are not made available to pay for the services.
- (4) The department shall follow subsection (3) of this section for clients found eligible for medical services on or before September 30, 1993 when the trust was established on or after August 11, 1993.
- (5) The department shall follow subsections (5) through (14) of this section for a client found eligible for medical services on or after October 1, 1993 when the trust was established on or after August 11, 1993.
- (6) The department shall consider a trust established by the client when:
- (a) All or part of the assets of the trust were from the client; and
 - (b) The trust was established, other than by will, by:
 - (i) The client or the client's spouse;
- (ii) A person, including a court or administrative body, with legal authority to act in place of, or on behalf of, the client or the client's spouse; or
- (iii) A person, including a court or administrative body, acting at the direction of or upon the request of the client or the client's spouse.

- (7) The department shall consider available to the client only the assets contributed to the trust by the client when part of the trust assets were contributed by any other person.
 - (8) The department shall not consider:
 - (a) The purposes for which a trust is established;
- (b) Whether the trustees have or exercise any discretion under the terms of the trust;
- (c) Restrictions on when or whether distributions may be made from the trust; or
- (d) Restrictions on the use of distributions from the trust.
- (9) For a revocable trust established as described under subsection (6) of this section, the department shall consider:
- (a) The full amount of a revocable trust as an available resource of the client;
- (b) Payments from the trust to or for the benefit of the client as income of the client; and
- (c) Any payments from the trust other than payments described under subsection (9)(b) of this section as a transfer of client resources.
- (10) For a revocable trust established by persons or with funds other than as described under subsection (6), the department shall consider a trust with:
 - (a) Unrestricted client access:
- (i) As an available resource only to the extent the client has access to the trust assets; and
- (ii) As a conversion of a resource to the extent the client withdraws funds from the trust.
- (b) Restricted client access, as an available resource to the client only to the extent a trustee makes actual payments from the trust.
- (11) For an irrevocable trust established as described under subsection (6) of this section, the department shall consider:
- (a) As an available resource to the client, the portions of a trust or the income from the trust from which payment can be made to or for the benefit of the client. When payment is made from such irrevocable trust, the department shall consider such payments as:
- (i) Income to the client when payment is to or for the client's benefit; or
- (ii) The transfer of a resource when payment is made to any person for any purpose other than for the client's benefit.
- (b) As a transfer of resources, a trust from which a payment cannot be made to or for the client's benefit. For such trust, the department shall ensure:
 - (i) The transfer of resources is effective the date:
 - (A) Of the establishment of the trust; or
 - (B) On which payment to the client ended, if later.
- (ii) The value of the trust includes any payments made from the trust after the effective date of the transfer.
- (12) For an irrevocable trust established by persons or with funds other than as described under subsection (6) of this section, the department shall consider a trust with:
- (a) Unrestricted client access, an available resource to the client only to the extent the client can access the assets of the trust; or
- (b) Restricted client access, as an available resource to the client only to the extent payments are made from the trust by a trustee.

- (13) The department shall not follow subsections (4) through (12) of this section for a trust containing:
- (a) The assets of a person sixty-four years of age and younger who is disabled as defined by SSI criterion and the trust:
 - (i) Is established for the benefit of such person;
- (ii) Is established by such person's parent, grandparent, legal guardian, or a court; and
- (iii) Stipulates that the state will receive all amounts remaining in trust upon the death of the client up to the amount of Medicaid expended on behalf of such client.
- (b) The assets of a person sixty-four years of age and younger who is disabled as defined by SSI criteria and the trust:
- (i) Is managed by a nonprofit association and the nonprofit association:
- (A) Maintains separate accounts for each trust beneficiary; and
- (B) May only pool such separate accounts for investment and management of fund purposes;
- (ii) Stipulates that the state will receive all amounts remaining in trust upon the death of the client up to the amount of Medicaid expended on the client's behalf.
- (14) The department shall waive the application of this section if the client establishes undue hardship exists. Undue hardship includes, but is not limited to, situations where the client would be forced to go without life sustaining services.
- (15) See WAC 388-95-395 for trusts the department determines a transfer of assets.

WSR 93-20-058 PROPOSED RULES DEPARTMENT OF HEALTH

(Board of Physical Therapy) [Filed October 1, 1993, 10:36 a.m.]

Original Notice.

Title of Rule: Licensure by endorsement—Applicants from approved schools; Reinstatement; Interim permits; Continuing competency; Change of address or name—Notification of department; applicants from unapproved schools; Delineation of responsibilities—Supportive personnel; Personnel identification; and Adjudicative proceedings.

Purpose: Clarify existing requirements and implement continuing competency and interim permit rules.

Statutory Authority for Adoption: RCW 18.74.023. Statute Being Implemented: Chapter 18.74 RCW.

Summary: Establishes continuing competency requirements, interim permit requirements, adopts model procedural rules and further clarifies existing requirements for applicants and licensees.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Carol Neva, 1300 S.E. Quince Street, Olympia, WA, 753-3131.

Name of Proponent: Washington State Board of Physical Therapy, governmental.

Rule is not necessitated by federal law, federal or state court decision.

Explanation of Rule, its Purpose, and Anticipated Effects: WAC 246-915-078 Interim permits—Establishes requirements for interim permit holders; WAC 246-915-085

Continuing competency—Establishes requirements for continuing competency; and WAC 246-915-340 Adjudicative proceedings—Adopts model procedural rules for adjudicative proceedings under chapter 246-11 WAC.

Proposal Changes the Following Existing Rules: WAC 246-915-040 Licensure by endorsement—Applicants from approved schools, amends terms to be consistent with statute; WAC 246-915-050 Reinstatement, amends requirements for reinstatement of a lapsed license; WAC 246-915-090 Change of address or name—Notification of department, adds interim permit holders; WAC 246-915-120 Applicants from unapproved schools, clarifies requirements for graduates of unapproved physical therapy programs; WAC 246-915-140 Delineation of responsibilities—Supportive personnel, clarifies roles and responsibilities of licensed physical therapists in the supervision of supportive personnel; and WAC 246-915-160 Personnel identification, adds interim holders.

No small business economic impact statement is required for this proposal by chapter 19.85 RCW.

Hearing Location: WestCoast SeaTac, Cascade Room, 18220 Pacific Highway South, Seattle, WA 98188, on November 16, 1993, at 1:30 p.m.

Submit Written Comments to: Carol Neva, Department of Health, Board of Physical Therapy, P.O. Box 47868, Olympia, WA 98504-7868, FAX (206) 753-0657, by November 12, 1993.

Date of Intended Adoption: November 16, 1993.

September 22, 1993 Carol Neva for Christine Larson, PT, Chair Board of Physical Therapy

AMENDATORY SECTION (Amending Order 144B, filed 2/20/91, effective 3/23/91)

WAC 246-915-040 ((Reciprocity Requirements for licensure.)) Licensure by endorsement—Applicants from approved schools. (1) Before ((reciprocity)) licensure by endorsement is extended to any individual licensed to practice physical therapy under the law of another state, territory, or District of Columbia, ((the board shall determine the qualifications of the applicant as prescribed by law based in part on the examination and the)) the applicant shall have graduated from a board approved school, shall have taken the examination for physical therapy and shall have achieved a passing score approved by the board.

- (2) If the decision to extend ((reciprocity)) licensure by endorsement is based on an examination other than the examination approved in WAC 246-915-030(1), the board shall determine if such examination is equivalent to that required by the laws of this state.
- (3) The board shall not recommend to the secretary that a person be licensed as a physical therapist under the ((reciprocity)) licensure by endorsement provisions of RCW 18.74.060, unless said applicant shall have taken and passed the examination approved by the board, or other examination equivalent to that required by the laws of this state.
- (4) If a licensee has not worked in physical therapy in the last ((three)) two years, the applicant may be granted ((reciprocity)) licensure by endorsement under the following conditions:

- (a) The board may require reexamination of an applicant who has not been actively engaged in lawful practice in another state or territory; or
- (b) Waive reexamination in favor of evidence of continuing education satisfactory to the board.

AMENDATORY SECTION (Amending Order 144B, filed 2/20/91, effective 3/23/91)

WAC 246-915-050 Reinstatement. (1) ((Any physical therapist who fails to renew the license)) A license not renewed within thirty days of the date set by the secretary ((for renewal)) shall automatically lapse. The licensee may, within ((three)) two years from the date of lapse and upon recommendation of the board, request the license be revived by paying all back fees and a penalty fee determined by the secretary.

- (2) If a license has lapsed more than ((three)) two years, the license may be revived under the following conditions:
- (a) The board may require reexamination of an applicant who has not been continuously engaged in lawful practice in another state or territory, or
- (b) Waive reexamination in favor of evidence of continuing ((education)) competency satisfactory to the board.

NEW SECTION

WAC 246-915-078 Interim permits. An applicant who has not previously taken the physical therapy examination may be eligible for an interim permit under RCW 18.74.— (section 1, chapter 133, Laws of 1993) upon submission of the following:

- (1) Payment of the application fee and interim permit fee:
- (2) Evidence of having obtained a physical therapy degree from a board approved school;
- (3) Completed physical therapy license application on which the applicant:
- (a) Requests to be scheduled for the first examination for which he or she is eligible no later than sixty days before the date of the examination;
 - (b) Requests to receive an interim permit;
- (c) Provides the name, location and telephone number of his or her place of employment;
- (d) Provides the name and license number of his or her licensed supervising physical therapist; and
- (e) Provides written confirmation from the licensed supervising physical therapist attesting that he or she will:
- (i) Ensure that a licensed physical therapist will remain on the premises at all times to provide "graduate supervision" as specified in RCW 18.74.— (section 1, chapter 133, Laws of 1993);
- (ii) Report to the board any change in supervision or any change in location where services are to be provided;
- (iii) Ensure that the holder of the interim permit wears a badge identifying his or her clinical title and/or role in the facility as a graduate physical therapist; and
- (iv) Ensure that the holder of the interim permit ceases practice immediately upon notification of examination failure; or

(v) Ensure that the holder of the interim permit obtains his or her physical therapy license immediately upon notification of having passed the examination.

NEW SECTION

WAC 246-915-085 Continuing competency. Evidence of continuing competency in the form of continuing education and employment related to physical therapy must be submitted every two years. Licensees born in even numbered years shall submit their continuing competency record form with license renewal every even numbered year beginning in 1996. Licensees born in odd numbered years shall submit their continuing competency record form with license renewal every odd numbered year beginning in 1997. Completion of this requirement each two year period shall be a prerequisite for license renewal.

- (1) Education forty contact hours: Continuing education specifically relating to the practice of physical therapy.
- (a) Participation in a course with specific goals and objectives relating to the practice of physical therapy;
 - (b) Cassette tape, video tape, and/or book review;
 - (c) Correspondence coursework completed.
- (2) Physical therapy employment two hundred hours specifically relating to physical therapy.
- (3) Licensees shall maintain records of all activities relating to continuing education and professional experience for a period of seven years. Acceptable documentation shall mean:
- (a) Continuing education. Certificates of completion, including course sponsors, goals and objectives of the course, dates of attendance and total contact hours, for all continuing education being reported.
- (b) Cassette tape, video tape, and/or book review. A two-page synopsis of each item reviewed must be written by the licensee.
- (c) Correspondence coursework completed. Course description and/or syllabus and copies of the completed and scored examination must be kept on file by the licensee.
- (d) Physical therapy employment. Certified copies of employment records or proof acceptable to the board of physical therapy employment for the hours being reported.
- (4) The board may audit continuing competency activities and the licensee's failure to maintain his or her own records and substantiate any continuing competency activities upon request by the board may result in the suspension or revocation of a license, or denial of a license renewal. Each licensee who has been selected for audit shall, within thirty days from the date of notification, submit acceptable documentation as evidence of having met the requirements of this section.
- (5) Extensions or exceptions may be considered by the board on a case by case basis upon written request.

AMENDATORY SECTION (Amending Order 103B, filed 12/21/90, effective 1/31/91)

WAC 246-915-090 Change of address or name— Notification of department. Any physical therapy licensee or holder of an interim permit who moves from the address named in his or her application or license or who changes his or her name shall within 10 days thereafter notify the department in writing of his or her old and new addresses or of the former and new names.

AMENDATORY SECTION (Amending Order 328B, filed 2/1/93, effective 3/4/93)

WAC 246-915-120 Applicants from unapproved schools. Applicants who have not graduated from a physical therapy program approved by the board must have a valid, unencumbered license ((or be licensed or authorized)) to practice physical therapy in the country in which the physical therapy education was obtained must have graduated from a program of physical therapy education with requirements substantially equal to those required of graduates of board approved schools, and must submit an application for review by the board. Supporting documentation will include but not be limited to:

- (1) Official transcript from the physical therapy program showing degree date;
- (2) Evaluation report of transcripts from a credentialing service ((recognized)) approved by the board. ((If the qualifications are substantially equal to those required of graduates of board approved schools the applicant will be eligible to write the examination being administered in Washington: Provided, If the applicant has taken the examination recognized by the board in another state or territory, or District of Columbia and the scores reported meet Washington requirements, such applicant may be exempted from the examination in Washington at the discretion of the board;))
- (3) ((If English is neither the national language nor the language of training, documentation must also include:
- (a) Verification of having)) Verification that English is the national language of the country where the physical therapy program is located and the physical therapy program employs English as the language of training; or achieved a score of not less than five hundred fifty on the test of English as a foreign language (TOEFL); and (((b) Verification of having achieved)) that the applicant has a score of not less than two hundred thirty on the test of spoken English (TSE); ((and))
- (4) Verification of a valid, unencumbered license or authorization to practice physical therapy from the country in which the physical therapy education was obtained.

AMENDATORY SECTION (Amending Order 144B, filed 2/20/91, effective 3/23/91)

Supervision.)) Delineation of responsibilities—Supportive personnel. A physical therapist is professionally and legally responsible for patient care given by supportive personnel under the physical therapist's supervision. If a physical therapist fails to adequately supervise patient care given by supportive personnel, the board may take disciplinary action against the physical therapist. Supervision of supportive personnel requires that the ((supervisor)) physical therapist perform the following activities:

- (1) Provide initial evaluation of the patient.
- (2) Develop a treatment plan and program, including ((long and short-term)) treatment goals.
- (3) Assess the competence of supportive personnel to perform assigned tasks.

- (4) Select and delegate appropriate portions of the treatment plan and program.
- (5) Direct and supervise supportive personnel in delegated functions.
- (6) Reevaluate the patient and adjust the treatment plan as acceptable physical therapy practice requires, consistent with the delegated health care task.
- (7) ((Following an evaluation or reevaluation by the licensed physical therapist, the tasks delegated to and performed by the physical therapist aide are to be determined, taught, supervised, and documented by the licensed physical therapist and shall remain the responsibility of the supervising licensed physical therapist. A separate record shall be maintained by the licensed physical therapist documenting training and proficiency of the aide to perform the delegated tasks. The supervising licensed physical therapist must be on the premises while treatment is performed.)) Document sufficient in-service training and periodic evaluation of performance to assure safe performance of the tasks assigned to supportive personnel.
 - (8) Provide discharge planning.
- (((9) Individuals involved in direct patient care in a physical therapy setting who do not qualify as a physical therapist or physical therapist assistant, shall require direct or immediate supervision.))

AMENDATORY SECTION (Amending Order 144B, filed 2/20/91, effective 3/23/91)

WAC 246-915-160 Personnel identification. (1) Each person shall wear ((a badge identifying)) identification showing his or her clinical title, and/or role in the facility as a physical therapist, a physical therapist assistant, ((Θ)) a physical therapist aide, or a graduate physical therapist as appropriate. Supportive personnel shall not use any term or designation which indicates or implies that he or she is licensed in the state of Washington.

(2) ((A)) The license or interim permit, or certified copy of the license or interim permit shall be posted in a safe, conspicuous location at the licensee's work site. The licensee's address may be blocked out before posting the license or ((eertified copy of the license)) interim permit.

NEW SECTION

WAC 246-915-340 Adjudicative proceedings. The board adopts the model procedural rules for adjudicative proceedings as adopted by the department of health and contained in chapter 246-11 WAC, including subsequent amendments.

WSR 93-20-060 PROPOSED RULES DEPARTMENT OF HEALTH

(Board on Fitting and Dispensing Hearing Aids) [Filed October 1, 1993, 10:40 a.m.]

Original Notice.

Title of Rule: WAC 246-828-990 Hearing aid fitter/dispenser fees.

Purpose: To establish a reduced fee for a new fee category in hearing aid law, i.e., an "inactive" status.

Statutory Authority for Adoption: RCW 43.70.250. Statute Being Implemented: RCW 43.70.250.

Summary: Legislative session created an inactive status, fees have been proposed to the Board on Hearing Aids and discussed regarding adoption.

Reasons Supporting Proposal: Fee changes are required to fund the program budget and there is an anticipated demand for this licensure status rather than the inactive licensee allowing their licensure status to expire completely.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Janice K. Boden, 1300 Quince Street, Box 47869, Olympia, 98504, 664-3243.

Name of Proponent: Department of Health, governmental.

Rule is not necessitated by federal law, federal or state court decision.

Explanation of Rule, its Purpose, and Anticipated Effects: Establishes inactive license fee for hearing aid fitters. Anticipate approximately thirty-five licensees will place license on inactive status during current biennium.

Proposal Changes the Following Existing Rules: Adds inactive status fee to fee schedule.

No small business economic impact statement is required for this proposal by chapter 19.85 RCW.

Hearing Location: OB-2 Auditorium, 1115 Washington Street S.E., Olympia, WA 98504, on November 9, 1993, at 1:00 p.m.

Submit Written Comments to: Ann Foster/Rules Coordinator, Department of Health, Mailstop 7902, Olympia, Washington 98504-7902, by November 9, 1993.

Date of Intended Adoption: November 9, 1993.

September 30, 1993 Bruce A. Miyahara Secretary

Fee

AMENDATORY SECTION (Amending Order 173, filed 6/17/93, effective 7/25/93, amending Order 173, filed 6/6/91, effective 7/7/91 [WSR 93-14-011, filed 6/24/93, effective 7/25/93])

WAC 246-828-990 Hearing aid fitter/dispenser fees. The following fees shall be charged by the professional licensing division of the department of health:

Title of Fee

Trainee:	
Initial application	\$200.00
Trainee transfer of sponsor—Within	
fifteen days	50.00
Trainee transfer of sponsor—Over	
fifteen days	100.00
Extension of trainee license	100.00
Fitter/dispenser:	
Examination or reexamination (full)	\$350.00
Partial reexamination	200.00
Initial license	175.00
Renewal	340.00
Late renewal penalty	272.00
Duplicate license	15.00
Certification	15.00
Temporary practice permit	175.00
Inactive Status	<u>175.00</u>
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Reviser's note: The bracketed material preceding the section above was supplied by the code reviser's office.

Reviser's note: RCW 34.05.395 requires the use of underlining and deletion marks to indicate amendments to existing rules. The rule published above varies from its predecessor in certain respects not indicated by the use of these markings.

WSR 93-20-062 WITHDRAWAL OF PROPOSED RULES DEPARTMENT OF HEALTH

(Board of Chiropractic Examiners) [Filed October 1, 1993, 10:49 a.m.]

WAC 246-806-090 Board approved continuing education, this administrative code was rejected by the Board of Chiropractic Examiners at its September 23, 1993, meeting. This rule can be withdrawn; WAC 246-806-091 Criteria for course content of educational symposia, this administrative code was rejected by the Board of Chiropractic Examiners at its September 23, 1993 meeting. This rule can be withdrawn; and WAC 246-806-092 Standards for distribution of annual continuing education credit requirements, this administrative code was rejected by the Board of Chiropractic Examiners at its September 23, 1993 meeting. This rule can be withdrawn.

If you have any questions, please feel free to contact Vicki Brown, (206) 586-8437.

Vicki Brown, Program Manager Board of Chiropractic Examiners

WSR 93-20-076 PROPOSED RULES DEPARTMENT OF SOCIAL AND HEALTH SERVICES

(Public Assistance) [Filed October 4, 1993, 10:15 a.m.]

Continuance of WSR 93-19-107.

Title of Rule: WAC 388-11-143 Department review of support orders.

Purpose: Governs when the Office of Support Enforcement will review and initiate an action to modify a child support order as a result of a review.

Date of Intended Adoption: October 22, 1993.

October 4, 1993
Dewey Brock, Acting Chief
Office of Vendor Services
Administrative Services Division

WSR 93-20-077 PROPOSED RULES FOREST PRACTICES BOARD

[Filed October 4, 1993, 1:16 p.m.]

Original Notice.

Title of Rule: Amendment to forest practices rules (Title 222 WAC).

Proposed [52]

Purpose: To modify provisions of forest practices rules to protect public resources while maintaining a viable timber industry.

Statutory Authority for Adoption: RCW 76.09.040, 76.09.060, and chapter 34.05 RCW.

Statute Being Implemented: Chapter 76.09 RCW.

Summary: The proposal explains considerations in making penalty assessments as determined by law, and established a penalty schedule and method for calculating civil penalties. It changes the maximum civil penalty for violations of the forest practices rules from \$500 to not more than \$10,000.

Reasons Supporting Proposal: To modify forest practices rules to implement changes to RCW 76.09.170 made during the 1993 legislative session and make editorial, nonsubstantial changes to Title 222 WAC.

Name of Agency Personnel Responsible for Drafting: Judith Holter, 1111 Washington Street S.E., Olympia, WA, (206) 902-1412; Implementation and Enforcement: Jack Hulsey, 1111 Washington Street S.E., Olympia, WA, (206) 902-1400.

Name of Proponent: State of Washington Forest Practices Board, governmental.

Rule is not necessitated by federal law, federal or state court decision.

Explanation of Rule, its Purpose, and Anticipated Effects: The 1993 legislature amended the Forest Practices Act, chapter 76.09 RCW, changing the maximum civil penalty for violations of forest practices rules from \$500 to not more than \$10,000. They directed the Department of Natural Resources to prepare civil penalty schedule and rules for consideration by the Forest Practices Board. The board accepted the proposal at its August 11, 1993, meeting, and directed that, upon completion of the county/agency review process, the proposed rules be filed with the code reviser to begin the APA process. The proposed rules focus attention on intentional violations of the Forest Practices Act, and onrepeat violators. The Department of Natural Resources intends to use every effort to notify and counsel violators, and to achieve voluntary compliance with the Forest Practices Act and the rules. Enforcement policies and the proposed civil penalty rules are designed as a deterrent. The proposal also contains editorial, nonsubstantial corrections to Title 222 WAC.

Proposal Changes the Following Existing Rules: The proposal lists the considerations in making penalty assessments (determined by statute); joins the concept of consultation to the enforcement process; adds a base penalty schedule and a method for calculating base penalties; adds opportunities for remission or mitigation of assessed penalties; and provides opportunity for the Department of Natural Resources to disapprove a forest practices application or notification submitted by any person who has failed to comply with a final order or decision, or who has failed to pay one or more civil penalties.

No small business economic impact statement is required for this proposal by chapter 19.85 RCW.

Small business impacts are addressed in existing sections of Title 222 WAC. The penalty schedule has to meet a number of considerations, but the size of the business is not one of them. These changes to Title 222 WAC

implement legislative intent. These rules will only impact businesses that violate forest practices regulations.

Hearing Location: On November 10, Natural Resources Building, Room 172, 1111 Washington Street S.E., Olympia, WA 98504, at 1 and 7 p.m.; and on November 16, WSU Extension Office, Meeting Room C, North 222 Havana, Spokane, WA 99202, at 1 and 7 p.m.

Submit Written Comments to: Judith Holter, Forest Practices Board Rules Coordinator, Department of Natural Resources, Forest Practices Division, P.O. Box 47012, Olympia, WA 98504-7012, by November 19, 1993.

Date of Intended Adoption: December 9, 1993.

October 4, 1993 Jennifer M. Belcher Commissioner of Public Lands

AMENDATORY SECTION (Amending Order 263, filed 6/16/76)

WAC 222-08-030 Reporting procedures. The department shall:

- (1) Survey and identify all silviculturally related nonpoint sources of pollution and related control programs in the state,
- (2) **Prepare an analysis** of the above activities and programs, and
- (3) **Report and recommend** to the ((forest practices advisory committee; the)) forest practices board and to the governor additional rules and regulations, procedures and/or methods necessary for the control of such sources to the extent feasible.

AMENDATORY SECTION (Amending WSR 93-12-001, filed 5/19/93, effective 6/19/93)

WAC 222-12-020 Regulation sections. These regulations are organized as follows:

Chapter 222-08 WAC Practices and procedures.

Chapter 222-10 WAC State Environmental Policy Act Guidelines.

Chapter 222-12 WAC Policy and organization.

Chapter 222-16 WAC Definitions.

Chapter 222-20 WAC Application and notification procedures.

Chapter 222-22 WAC Watershed analysis.

Chapter 222-24 WAC Road construction and maintenance.

Chapter 222-30 WAC Timber harvesting.

Chapter 222-34 WAC Reforestation.

Chapter 222-38 WAC Forest chemicals.

Chapter 222-42 WAC Supplemental directives.

Chapter 222-46 WAC Consultation and enforcement.

Chapter 222-50 WAC Relationship to other laws and regulations.

AMENDATORY SECTION (Amending WSR 92-15-011, filed 7/2/92, effective 8/2/92)

WAC 222-16-030 Water typing system. *The department in cooperation with the departments of fisheries, wildlife and ecology, and in consultation with affected Indian tribes shall classify streams, lakes and ponds and prepare stream classification maps showing the location of Type 1,

- 2, 3 and 4 Waters within the various forested areas of the state. Such maps shall be available for public inspection at region offices of the department. The waters will be classified using the following criteria. If a dispute arises concerning a water type the department shall make available informal conferences, which shall include the departments of fisheries, wildlife and ecology, and affected Indian tribes and those contesting the adopted water types. These conferences shall be established under procedures established in WAC 222-46-020.
- *(1) "Type 1 Water" means all waters, within their ordinary high-water mark, as inventoried as "shorelines of the state" under chapter 90.58 RCW and the rules promulgated pursuant to chapter 90.58 RCW, but not including those waters' associated wetlands as defined in chapter 90.58 RCW.
- *(2) "Type 2 Water" shall mean segments of natural waters which are not classified as Type 1 Water and have a high fish, wildlife, or human use. These are segments of natural waters and periodically inundated areas of their associated wetlands, which:
- (a) Are diverted for domestic use by more than 100 residential or camping units or by a public accommodation facility licensed to serve more than 100 persons, where such diversion is determined by the department to be a valid appropriation of water and the only practical water source for such users. Such waters shall be considered to be Type 2 Water upstream from the point of such diversion for 1,500 feet or until the drainage area is reduced by 50 percent, whichever is less;
- (b) Are within a federal, state, local, or private campground having more than 30 camping units: *Provided*, That the water shall not be considered to enter a campground until it reaches the boundary of the park lands available for public use and comes within 100 feet of a camping unit, trail or other park improvement;
- (c) Are used by substantial numbers of anadromous or resident game fish for spawning, rearing or migration. Waters having the following characteristics are presumed to have highly significant fish populations:
- (i) Stream segments having a defined channel 20 feet or greater in width between the ordinary high-water marks and having a gradient of less than 4 percent.
- (ii) Lakes, ponds, or impoundments having a surface area of 1 acre or greater at seasonal low water.
- (d) Are used by salmonids for off-channel habitat. These areas are critical to the maintenance of optimum survival of juvenile salmonids. This habitat shall be identified based on the following criteria:
- (i) The site must be connected to a stream bearing salmonids and accessible during some period of the year; and
- (ii) The off-channel water must be accessible to juvenile salmonids through a drainage with less than a 5% gradient.
- *(3) "Type 3 Water" shall mean segments of natural waters which are not classified as Type 1 or 2 Water and have a moderate to slight fish, wildlife, and human use. These are segments of natural waters and periodically inundated areas of their associated wetlands which:
- (a) Are diverted for domestic use by more than 10 residential or camping units or by a public accommodation facility licensed to serve more than 10 persons, where such

- diversion is determined by the department to be a valid appropriation of water and the only practical water source for such users. Such waters shall be considered to be Type 3 Water upstream from the point of such diversion for 1,500 feet or until the drainage area is reduced by 50 percent, whichever is less;
- (b) Are used by significant numbers of anadromous fish for spawning, rearing or migration. Waters having the following characteristics are presumed to have significant anadromous fish use:
- (i) Stream segments having a defined channel of 5 feet or greater in width between the ordinary high-water marks; and having a gradient of less than 12 percent and not upstream of a falls of more than 10 vertical feet.
- (ii) Ponds or impoundments having a surface area of less than 1 acre at seasonal low water and having an outlet to an anadromous fish stream.
- (c) Are used by significant numbers of resident game fish. Waters with the following characteristics are presumed to have significant resident game fish use:
- (i) Stream segments having a defined channel of 10 feet or greater in width between the ordinary high-water marks; and a summer low flow greater than 0.3 cubic feet per second; and a gradient of less than 12 percent.
- (ii) Ponds or impoundments having a surface area greater than 0.5 acre at seasonal low water.
- (d) Are highly significant for protection of downstream water quality. Tributaries which contribute greater than 20 percent of the flow to a Type 1 or 2 Water are presumed to be significant for 1,500 feet from their confluence with the Type 1 or 2 Water or until their drainage area is less than 50 percent of their drainage area at the point of confluence, whichever is less.
- *(4) "Type 4 Water" classification shall be applied to segments of natural waters which are not classified as Type 1, 2 or 3, and for the purpose of protecting water quality downstream are classified as Type 4 Water upstream until the channel width becomes less than 2 feet in width between the ordinary high-water marks. Their significance lies in their influence on water quality downstream in Type 1, 2, and 3 Waters. These may be perennial or intermittent.
- *(5) "Type 5 Water" classification shall be applied to all natural waters not classified as Type 1, 2, 3 or 4; including streams with or without well-defined channels, areas of perennial or intermittent seepage, ponds, natural sinks and drainageways having short periods of spring or storm runoff.
 - *(6) For purposes of this section:
- (a) "Residential unit" means a home, apartment, residential condominium unit or mobile home, serving as the principal place of residence.
- (b) "Camping unit" means an area intended and used for:
- (i) Overnight camping or picnicking by the public containing at least a fireplace, picnic table and access to water and sanitary facilities; or
- (ii) A permanent home or condominium unit or mobile home not qualifying as a "residential unit" because of part time occupancy.
- (c) "Resident game fish" means game fish as described in the Washington game code that spend their life cycle in fresh water. Steelhead, searun cutthroat and Dolly Varden

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trout are anadromous game fish and should not be confused with resident game fish.

- (d) "Public accommodation facility" means a business establishment open to and licensed to serve the public, such as a restaurant, tavern, motel or hotel.
- (e) "Natural waters" only excludes water conveyance systems which are artificially constructed and actively maintained for irrigation.
- (f) "Seasonal low flow" and "seasonal low water" mean the conditions of the 7-day, 2-year low water situation, as measured or estimated by accepted hydrologic techniques recognized by the department.
- (g) "Channel width and gradient" means a measurement over a representative section of at least 500 linear feet with at least 10 evenly spaced measurement points along the normal stream channel but excluding unusually wide areas of negligible gradient such as marshy or swampy areas, beaver ponds and impoundments. Channel gradient may be determined utilizing stream profiles plotted from United States geological survey topographic maps.
- (h) "Intermittent streams" means those segments of streams that normally go dry.

AMENDATORY SECTION (Amending WSR 92-15-011, filed 7/2/92, effective 8/2/92)

WAC 222-16-035 Wetland typing system. *The department in cooperation with the departments of fisheries, wildlife, and ecology, and affected Indian tribes shall classify wetlands. The wetlands will be classified in order to distinguish those which require wetland management zones and those which do not. Wetlands which require wetland management zones shall be identified using the following criteria. Accurate delineation of wetlands in accordance with the manual shall be required only where necessary to determine whether replacement by substitution or enhancement is required pursuant to WAC 222-24-025(10) and shall be limited to the area of wetland proposed to be filled. For the purposes of determining acreage to classify or type wetlands under this section, approximate determination using aerial photographs and maps, including the national wetlands inventory, shall be sufficient. In addition, the innermost boundary of the wetland management zone on Type A or B wetlands may be determined by either of two methods: Delineation of the wetland edge, or identifying the point where the crown cover changes from less than 30% to 30% or more. Except where necessary to determine whether replacement by substitution or enhancement is required pursuant to WAC 222-24-025(10), accurate delineation shall not be required under this Title 222 WAC for activities regulated by these rules, including but not limited to the location of roads, landings, culverts, and cross drains. Landowners are encouraged to leave vegetation in these forested wetlands in undisturbed leave areas where possible. When so requested by any affected landowners, applicant or aggrieved person, the department shall make available informal conferences, which shall include the departments of fisheries, wildlife, and ecology, and affected Indian tribes and those contesting the adopted wetland types. These conferences shall be established under procedures established in WAC 222-46-020.

- *(1) "Nonforested wetlands" means any wetland or portion thereof that has, or if the trees were mature would have, a crown closure of less than 30 percent.
- (a) "Type A Wetland" classification shall be applied to all nonforested wetlands which:
- (i) Are greater than 0.5 acre in size, including any acreage of open water where the water is completely surrounded by the wetland; and
- (ii) Are associated with at least 0.5 acre of ponded or standing open water. The open water must be present on the site for at least 7 consecutive days between April 1 and October 1 to be considered for the purposes of these rules;
 - (iii) Are bogs and fens greater than 0.25 acre.
- (b) "Type B Wetland" classification shall be applied to all other nonforested wetlands greater than 0.25 acre.
- *(2) "Forested wetland" means any wetland or portion thereof that has, or if the trees were mature would have, a crown closure of 30 percent or more.

AMENDATORY SECTION (Amending WSR 91-23-052, filed 11/15/91, effective 12/16/91)

- WAC 222-16-060 Lands with a likelihood of future conversion. (1) Prior to identification of any forest lands as having a likelihood of future conversion to urban development within a ten-year period, the department shall consider all available information, including but not limited to:
- (a) Whether the land is assessed under the provisions of chapter ((84.28;)) 84.33(($\frac{1}{2}$)) or 84.34 RCW;
- (b) Whether the land is excluded from any local improvement district;
- (c) Whether the classification of the land in the local comprehensive plan or the local zoning ordinance permits or encourages long-term timber production;
- (d) Whether the land lies outside the current or proposed boundary of a city or the urban growth boundary of a city or outside a water or sewer district;
- (e) Whether the land has received previous development permit approval;
- (f) The presence or absence of a written forest management plan for the land.

Any identification must be consistent with any local or regional land use plans or ordinances.

- (2) A local government entity with jurisdiction or an affected Indian tribe may submit to the department a proposal for identification of forest lands that have the likelihood of future conversion to urban development within a ten-year period.
- (3) The department may develop a public participation process when identifying forest lands with a likelihood of future conversion to urban development within a ten-year period.
- (4) Forest lands that have been identified by the department prior to the effective date of this section as having a likelihood of future conversion to urban development within a ten-year period shall be reviewed under subsection (1) of this section to determine if the identification should be withdrawn or modified.
- (5) A landowner that submits an application or notification in an area that has been identified as having a likelihood of future conversion to urban development within a ten-year

period may request the department to reconsider the identification of the affected parcel. The department shall remove the identification if the landowner complies with (a) of this subsection and at least one from (b) or (c) of this subsection:

- (a) The landowner submits a statement of intent not to convert to a use other than commercial timber operation for a period of ten years after completion of the forest practice. The statement shall be on a form prepared by the department and shall indicate the landowner is aware of the provisions of RCW 76.09.060 (3)(b); and
- (b) The land is enrolled under the provisions of chapter 84.28, 84.33, or 84.34 RCW; or
- (c) A written forest management plan for the land covering the next ten years has been reviewed and accepted by the department.

AMENDATORY SECTION (Amending WSR 92-15-011, filed 7/2/92, effective 8/2/92)

WAC 222-22-010 Policy. *(1) Public resources may be adversely affected by the interaction of two or more forest practices. The purpose of this rule is to address these cumulative effects of forest practices on the public resources of fish, water, and capital improvements of the state or its political subdivisions. The long-term objective of this rule is to protect and restore these public resources and the productive capacity of fish habitat adversely affected by forest practices while maintaining a viable forest products industry. The board intends that this be accomplished through prescriptions designed to protect and allow the recovery of fish, water, and capital improvements of the state or its political subdivisions, through enforcement against noncompliance of the forest practice rules in this Title 222 WAC, and through voluntary mitigation measures. This system also allows for monitoring, subsequent watershed analysis, and adaptive management.

- *(2) Adaptive management in a watershed analysis process requires advances in technology and cooperation among resource managers. The board finds that it is appropriate to promulgate rules to address certain cumulative effects by means of the watershed analysis system, while recognizing the pioneering nature of this system and the need to monitor its success in predicting and preventing adverse change to fish, water, and capital improvements of the state and its political subdivisions.
- *(3) Many factors other than forest practices can have a significant effect on the condition of fish, water, and capital improvements of the state or its political subdivisions. Nonforest practice contributions to cumulative effects should be addressed by the appropriate jurisdictional authorities. When a watershed analysis identifies a potential adverse effect on fish, water, and capital improvements of the state or its political subdivisions from activities that are not regulated under chapter 76.09 RCW, the department should notify any governmental agency or Indian tribe having jurisdiction over those activities.
- *(4) The rules in this chapter set forth a system for identifying the probability of change and the likelihood of this change adversely affecting specific characteristics of fish, water, and capital improvements of the state or its political subdivisions, and for using forest management prescriptions to avoid or minimize significant adverse effects

from forest practices. The rules in this chapter are in addition to, and do not take the place of, the other forest practices rules in this Title 222 WAC.

*(5) These rules are intended to be applied and should be construed in such a manner as to minimize the delay associated with the review of individual forest practice applications and notifications by increasing the predictability of the process and the appropriate management response.

AMENDATORY SECTION (Amending WSR 92-15-011, filed 7/2/92, effective 8/2/92)

WAC 222-22-020 Watershed administrative units. *(1) For purposes of this chapter, the state is divided into areas known as watershed administrative units (WAUs). The department shall, in cooperation with the departments of ecology, fisheries, and wildlife, federally recognized Indian tribes, local government entities, forest land owners, and the public, define WAUs throughout the state. The department shall identify WAUs on a map.

- *(2) WAUs should generally be between 10,000 to 50,000 acres in size and should be discrete hydrologic units. The board recognizes, however, that identified watershed processes and potential effects on resource characteristics differ, and require different spatial scales of analysis, and the department's determination of the WAUs should recognize these differences. The board further recognizes that mixed land uses will affect the ability of a watershed analysis to predict probabilities and identify causation as required under this chapter, and the department's conduct and approval of a watershed analysis under this chapter shall take this effect into account.
- *(3) The department is directed to conduct periodic reviews of the WAUs adopted under this chapter to determine whether revisions are needed to more efficiently assess potential cumulative effects. The department shall consult the departments of ecology, fisheries, and wildlife, affected Indian tribes, forest land owners, local government entities, and the public. From time to time and as appropriate, the department shall make recommendations to the board regarding revision of watershed administrative units.

AMENDATORY SECTION (Amending WSR 92-15-011, filed 7/2/92, effective 8/2/92)

WAC 222-22-030 Qualification of watershed resource analysts, specialists, and field managers. *(1) The department shall set the minimum qualifications for analysts participating in level 1 assessments conducted under WAC 222-22-050, for specialists participating in level 2 assessments conducted under WAC 222-22-060, and for field managers participating in recommendation of prescriptions under WAC 222-22-070. The minimum qualifications shall be specific for the disciplines needed to participate in level 1 and level 2 assessments and in the recommendations of prescriptions, and shall include, at a minimum, formal education in the relevant discipline and field experience. Minimum qualifications for analysts participating in level 2 assessments should typically include a graduate degree in the relevant discipline.

*(2) The department shall coordinate with relevant state and federal agencies, affected Indian tribes, forest land owners, local government entities, and the public to seek and

utilize available qualified expertise to participate in watershed analysis.

- *(3) Qualified analysts, specialists, and field managers shall, while and only for the purpose of conducting a watershed analysis or monitoring in a WAU, be duly authorized representatives of the department for the purposes of RCW 76.09.150.
- *(4) An individual may qualify in more than one science or management skill. Qualification under subsection (1) of this section shall be effective for 5 years. When a qualification expires, a person requesting requalification shall meet the criteria in effect at the time of requalification.
- *(5) The department shall provide and coordinate training for, maintain a register of, and monitor the performance of qualified analysts, specialists, and field managers by region. The department shall disqualify analysts, specialists, and field managers who fail to meet the levels of performance required by the qualification standards.

AMENDATORY SECTION (Amending WSR 92-15-011, filed 7/2/92, effective 8/2/92)

WAC 222-22-040 Watershed prioritization. *(1) The department shall determine, by region, the order in which it will analyze WAUs. The department shall cooperate with the departments of ecology, wildlife, and fisheries, affected Indian tribes, forest land owners, and the public in setting priorities. In setting priorities or reprioritizing WAUs, the department shall consider the availability of participation and assistance that may be provided by affected Indian tribes and local government entities.

- *(2) Except as set forth in subsection (3) of this section, the department shall undertake a watershed analysis on each WAU, in the order established under subsection (1) of this section.
- *(3) The owner or owners of ten percent or more of the nonfederal forest land acreage in a WAU may notify the department in writing that the owner or owners intend to conduct a level 1 assessment, level 2 assessment, or both, and the prescription recommendation process on the WAU under this chapter at their own expense. The notice shall identify the teams proposed to conduct the watershed analysis, which shall be comprised of individuals qualified by the department pursuant to WAC 222-22-030. The department shall promptly notify any owner or owners sending notice under this subsection if any member of the designated teams is not so qualified. Within 30 days of delivering a notice to the department under this subsection, the forest land owner or owners shall begin the level 1 assessment under WAC 222-22-050 or, at its option, the level 2 assessment under WAC 222-22-060. An approved forest land owner team shall, while and only for the purposes of conducting a watershed analysis in a WAU, be a duly authorized representative of the department for the purposes of RCW 76.09.150. The board encourages forest land owners conducting assessments under this chapter to include available, qualified expertise from state and federal agencies, affected Indian tribes, forest land owners, local government entities, and the public.
- *(4) Before beginning an analysis in a WAU, the department or the forest land owner conducting the analysis shall provide reasonable notice, including notice by regular

United States mail where names and addresses have been provided to the department, to all forest land owners in the WAU, and to affected Indian tribes. The department or the forest land owner shall provide reasonable notice to the public and to state, federal, and local government entities, by, among other things, posting the notice conspicuously in the office of the departmental region containing the WAU. The notice shall be in a form designated by the department and give notice that an analysis is being conducted, by whose team, the time period of the analysis, and the dates and locations in which the draft analysis will be available for review and comment.

AMENDATORY SECTION (Amending WSR 92-15-011, filed 7/2/92, effective 8/2/92)

WAC 222-22-050 Level 1 watershed resource assessment. *(1) To begin a watershed resource analysis on a WAU, the department shall assemble a level 1 assessment team consisting of analysts qualified under WAC 222-22-030(1). A forest land owner or owners acting under WAC 222-22-040(3) may assemble a level 1 assessment team consisting of analysts qualified under WAC 222-22-030(1) or, at its option, may begin the analysis under WAC 222-22-060. Each level 1 team shall include persons qualified in the disciplines indicated as necessary in the methodology, and should generally include persons qualified in:

- (a) Forestry:
- (b) Forest hydrology;
- (c) Forest soil science or geology;
- (d) Fisheries science; and
- (e) Geomorphology.

Any owner, and any cooperating group of owners, of ten percent or more of the nonfederal forest land acreage in the WAU and any affected Indian tribe shall be entitled to include one qualified individual to participate on the team at its own expense.

- *(2) The level 1 team shall perform an inventory of the WAU utilizing the methodology, indices of resource condition, and checklists set forth in the manual in accordance with the following:
- (a) The team shall survey the WAU for fish, water, and capital improvements of the state or its political subdivisions and shall display their location on a map of the WAU. The team shall determine the current condition of the resource characteristics of these resources, shall classify their condition as "good," "fair," or "poor," and shall display this information on the map of the WAU. The criteria used to determine current resource conditions shall include indices of resource condition, in addition to such other criteria as may be included in the manual. The indices will include two levels, which will distinguish between good, fair, and poor conditions.
- (b) The team shall assess the likelihood that identified watershed processes in a given physical location will be adversely changed by one forest practice or by cumulative effects and that, as a result, a material amount of water, wood, sediment, or energy (e.g., affecting temperature) will be delivered to fish, water, or capital improvements of the state or its political subdivisions. (This process is referred to in this chapter as "adverse change and deliverability.") (For example, the team will address the likelihood that road

construction will result in mass wasting and a slide that will in turn reach a stream.) The team shall rate this likelihood of adverse change and deliverability as "high," "medium," "low," or "indeterminate." Those likelihoods rated high, medium, or indeterminate shall be displayed on the map of the WAU.

(c) For each instance of high, medium, or indeterminate likelihood of adverse change and deliverability identified under (b) of this subsection, the team shall assess the vulnerability of potentially affected resource characteristics. Criteria for resource vulnerability shall include indices of resource condition as described in (a) of this subsection and quantitative means to assess the likelihood of material adverse effects to resource characteristics caused by forest practices. (For example, the team will assess the potential damage that increased sediment caused by a slide reaching a stream will cause to salmon spawning habitat that is already in fair or poor condition.) The team shall rate this

vulnerability "high," "medium," "low," or "indeterminate" and shall display those vulnerabilities on the map of the WAU. If there are no other criteria in the manual to assess vulnerability at the time of the assessment, current resource condition shall be used, with good condition equivalent to low vulnerability, fair condition equivalent to medium vulnerability, and poor condition equivalent to high vulnerability.

(d) The team shall identify as areas of resource sensitivity, as provided in table 1 of this section, the locations in which a management response is required under WAC 222-22-070(3) because, as a result of one forest practice or of cumulative effects, there is a combination of a high, medium, or indeterminate likelihood of adverse change and deliverability under (b) of this subsection and a low, medium, high, or indeterminate vulnerability of resource characteristics under (c) of this subsection:

Table 1 AREAS OF RESOURCE SENSITIVITY AND MANAGEMENT RESPONSE

Likelihood of Adverse Change and Deliverability

Vulnerability

	Low	Medium	High
Low	Standard rules	Standard rules	Response: Prevent or avoid
Medium	Standard rules	Response: Minimize	Response: Prevent or avoid
High	Standard rules	Response: Prevent or avoid	Response: Prevent or avoid

The team shall display the areas of resource sensitivity on the map of the WAU.

- (e) The decision criteria used to determine low, medium, and high likelihood of adverse change and deliverability shall be as set forth in the manual. A low designation generally means there is minimal likelihood that there will be adverse change and deliverability. A medium designation generally means there is a significant likelihood that there will be adverse change and deliverability. A high designation generally means that adverse change and deliverability is more likely than not with a reasonable degree of confidence. Any areas identified as indeterminate in the level 1 assessment shall be classified for the purposes of the level 1 assessment as medium until a level 2 assessment is done on the WAU under WAC 222-22-060, during which the uncertainties shall be resolved.
- (f) The team shall prepare a causal mechanism report regarding the relationships of each process identified in (b)

- and (c) of this subsection. The report shall demonstrate that the team's determinations were made in accordance with the manual. If, in the course of conducting a level 1 assessment, the team identifies areas in which voluntary corrective action will significantly reduce the likelihood of material, adverse effects to the condition of a resource characteristic, the team shall include this information in the report, and the department shall convey this information to the applicable land owner.
- *(3) Within 21 days of mailing notice under WAC 222-22-040(4), the level 1 team shall submit to the department its draft level 1 assessment, which shall consist of the map of the WAU marked as set forth in this section and the causal mechanism report proposed under subsection (2)(f) of this section. If the level 1 team is unable to agree as to one or more resource sensitivities or potential resource sensitivities, or the casual mechanism report, alternative designations and an explanation therefor shall be included in the draft assess-

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ment. Where the draft level 1 assessment delivered to the department contains alternative designations, the department shall within 21 days of the receipt of the draft level 1 assessment make its best determination and approve that option which it concludes most accurately reflects the proper application of the methodologies, indices of resource condition, and checklists set forth in the manual.

- *(4) If the level 1 assessment contains any areas in which the likelihood of adverse change and deliverability or resource vulnerability are identified as indeterminate under this section or if the level 1 methodology recommends it, the department shall assemble a level 2 assessment team under WAC 222-22-060 to resolve the uncertainties in the assessment, unless a forest land owner acting under WAC 222-22-040(3) has conducted a level 2 assessment on the WAU.
- *(5) Pending the completion of the level 2 assessment, if any, on the WAU, the department shall select interim prescriptions using the process and standards described in WAC 222-22-070 (1), (2), and (3) and 222-22-080(3) and shall apply them to applications and notifications as provided in WAC 222-22-090 (1) and (2). Before submitting recommended interim prescriptions to the department, the field managers' team under WAC 222-22-070(1) shall review the recommended prescriptions with available representatives of the jurisdictional management authorities of the fish, water, and capital improvements of the state or its political subdivisions in the WAU, including, but not limited to, the departments of fisheries, ecology, and affected Indian tribes.

AMENDATORY SECTION (Amending WSR 92-15-011, filed 7/2/92, effective 8/2/92)

WAC 222-22-060 Level 2 watershed resource assessment. *(1) The department, or forest land owner acting under WAC 222-22-040(3), may assemble a level 2 assessment team either, in the case of a forest land owner, to begin a watershed analysis or to review the level 1 assessment on a WAU. The level 2 team shall consist of specialists qualified under WAC 222-22-030(1). Each level 2 team shall include persons qualified in the disciplines indicated as necessary in the methodology, and should generally include persons qualified in:

- (a) Forestry;
- (b) Forest hydrology;
- (c) Forest soil science or geology;
- (d) Fisheries science; and
- (e) Geomorphology.

Any owner, and any cooperating group of owners, of ten percent or more of the nonfederal forest land acreage in the WAU and any affected Indian tribe shall be entitled to designate one qualified member of the team at its own expense.

- *(2) The level 2 team shall perform an assessment of the WAU utilizing the methodology, indices of resource condition, and checklist set forth in the manual in accordance with the following:
- (a) If a level 1 assessment has not been conducted under WAC 222-22-050, the assessment team shall complete the tasks required under WAC 222-22-050(2), except that the level 2 team shall not rate any likelihood of adverse change and deliverability or resource vulnerability as indeterminate.

- (b) If the level 2 team has been assembled to review a level 1 assessment, the level 2 team shall, notwithstanding its optional review of all or part of the level 1 assessment, review each likelihood of adverse change and deliverability and resource vulnerability rated as indeterminate and shall revise each indeterminate rating to low, medium, or high and shall revise the map of the WAU accordingly.
- *(3) Within 60 days of mailing notice under WAC 222-22-040(4) where a watershed analysis begins with a level 2 assessment or within 60 days of beginning a level 2 assessment after completion of a level 1 assessment, the level 2 team shall submit to the department its draft level 2 assessment, which shall consist of the map of the WAU and the causal mechanism report.
- *(4) The level 2 team shall endeavor to produce a consensus report. If the level 2 team is unable to agree as to one or more areas of resource sensitivity or the casual mechanism report, alternative designations and an explanation therefor shall be included in the draft assessment. Where the draft level 2 assessment delivered to the department contains alternative designations or reports, the department shall within 30 days of the receipt of the draft level 2 assessment make its best determination and approve that option which it concludes most accurately reflects the proper application of the methodologies, indices of resource condition, and checklists set forth in the manual.

AMENDATORY SECTION (Amending WSR 92-15-011, filed 7/2/92, effective 8/2/92)

WAC 222-22-070 Prescription recommendation. *(1) For each WAU for which a watershed analysis is undertaken, the department, or forest land owner acting under WAC 222-22-040(3), shall assemble a team of field managers qualified under WAC 222-22-030(1). The team shall include persons qualified in the disciplines indicated as necessary in the methodology, and shall generally include persons qualified in:

- (a) Forest resource management;
- (b) Forest harvest and road systems engineering;
- (c) Forest hydrology; and
- (d) Fisheries science or management.

Any owner, and any cooperating group of owners, of ten percent or more of the nonfederal forest land acreage in the WAU and any affected Indian tribe shall be entitled to include one qualified individual to participate on the team at its own expense.

- *(2) Each forest land owner in a WAU shall have the right to submit to the department or the forest land owner conducting the watershed analysis prescriptions for areas of resource sensitivity on its land. If these prescriptions are received within the time period described in subsection (4) of this section, they shall be considered for inclusion in the watershed analysis.
- *(3) For each identified area of resource sensitivity, the field managers' team shall, in consultation with the level 1 and level 2 teams, if any, select and recommend to the department prescriptions. These prescriptions shall be reasonably designed to minimize, or to prevent or avoid, as set forth in table 1 in WAC 222-22-050 (2)(d), the likelihood of adverse change and deliverability that has the potential to

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cause a material, adverse effect to resource characteristics in accordance with the following:

- (a) The prescriptions shall be designed to provide forest land owners and operators with as much flexibility as is reasonably possible while addressing the area of resource sensitivity. The prescriptions should, where appropriate, include, but not be limited to, plans for road abandonment, orphaned roads, and road maintenance and plans for applying prescriptions to recognized land features identified in the WAU as areas of resource sensitivity but not fully mapped;
- (b) Each set of prescriptions shall provide for an option for an alternate plan under WAC 222-12-040, which the applicant shows meets or exceeds the protection provided by the other prescriptions approved for a given area of resource sensitivity; and
- (c) The regulation of forest practices and cumulative effects under this chapter shall not require mitigation for activities or events not regulated under chapter 76.09 RCW. Any hazardous condition subject to forest practices identified in a watershed analysis requiring corrective action shall be referred to the department for consideration under RCW 76.09.300 et seq.
- *(4) The field managers' team shall submit the recommended prescriptions to the department within 30 days of the submission to the department of the level 2 assessment under WAC 222-22-060 or within 21 days of the submission to the department of the level 1 assessment under WAC 222-22-050.

AMENDATORY SECTION (Amending WSR 92-15-011, filed 7/2/92, effective 8/2/92)

WAC 222-22-080 Approval of watershed analysis. *(1) Upon receipt of the recommended prescriptions resulting from a level 2 assessment under WAC 222-22-060 or a level 1 assessment under WAC 222-22-050 where a level 2 assessment will not be conducted, the department shall select prescriptions. The department shall circulate the draft watershed analysis to the departments of ecology, fisheries, and wildlife, affected Indian tribes, local government entities, forest land owners in the WAU, and the public for review and comment. The prescriptions recommended by the field managers' team shall be given substantial weight. Within thirty days of receipt of the prescriptions, the department shall review comments, revise the watershed analysis as appropriate, and approve or disapprove the watershed analysis for the WAU.

- *(2) The department should notify any governmental agency or Indian tribe having jurisdiction over activities which are not regulated under chapter 76.09 RCW but which are identified in the draft analysis as having a potential for an adverse impact on identified fish, water, and capital improvements of the state or its political subdivisions.
- *(3) The department shall approve the draft watershed analysis unless it finds:
- (a) For any level 1 assessment or level 2 assessment, that:
- (i) The team failed in a material respect to apply the methodology, indices of resource condition, or checklists set forth in the manual; or
- (ii) A team meeting the criteria promulgated by the department and using the defined methodologies, indices of

- resource conditions, and checklists set forth in the manual could not reasonably have come to the conclusions identified in the draft level 1 or level 2 assessment; and
- (b) For the prescriptions, that they will not accomplish the purposes and policies of this chapter and of the Forest Practices Act, chapter 76.09 RCW.
- (c) In making its findings under this subsection, the department shall take into account its ability to revise assessments under WAC 222-22-090(3).
- *(4) If the department does not approve the draft watershed analysis, it shall set forth in writing a detailed explanation of the reasons for its disapproval.

AMENDATORY SECTION (Amending WSR 92-15-011, filed 7/2/92, effective 8/2/92)

WAC 222-22-090 Use and review of watershed analysis. *(1) Where a watershed analysis has been completed for a WAU under this chapter:

- (a) Forest practices applications and notifications submitted to the department shall indicate whether an area of resource sensitivity will be affected and, if so, which prescription the operator, timber owner, or forest land owner shall use in conducting the forest practice in the area of resource sensitivity;
- (b) The department shall assist operators, timber owners, and forest land owners in obtaining governmental permits required for the prescription (see WAC 222-50-020 and 222-50-030);
- (c) The department shall confirm that the prescription selected under (a) of this subsection was one of the prescriptions approved for the area of resource sensitivity under WAC 222-22-080 and shall require the use of the prescription; and
- (d) The department shall not further condition forest practice applications and notifications in an area of resource sensitivity in a WAU where the applicant will use a prescription contained in the watershed analysis nor shall the department further condition forest practice applications and notifications outside an area of resource sensitivity in a WAU, except for reasons other than the watershed processes and fish, water, and capital improvements of the state or its political subdivisions analyzed in the watershed analysis in the WAU, and except to correct mapping errors, misidentification of soils, landforms, vegetation, or stream features, or other similar factual errors.
- *(2) Pending completion of a watershed analysis for a WAU, the department shall process forest practices notifications and applications in accordance with the other chapters of this title, except that applications and notifications received for forest practices on a WAU after the date notice is mailed under WAC 222-22-040(4) commencing a watershed analysis on the WAU shall be conditioned to require compliance with interim, draft, and final prescriptions, as available. Processing and approval of applications and notifications shall not be delayed by reason of review, approval, or appeal of a watershed analysis.
- *(3) The board encourages cooperative and voluntary monitoring. Evaluation of resource conditions may be conducted by qualified specialists, analysts, and field managers as determined under WAC 222-22-030. Subsequent watershed analysis and management strategies in

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response to areas where recovery is not occurring shall be conducted in accordance with this chapter.

- *(4) Where the condition of resource characteristics in a WAU are fair or poor, the department shall evaluate the effectiveness of the prescriptions applied under this chapter to the WAU in providing for the protection and recovery of the resource characteristic. If the department finds that the prescriptions are not providing for such protection and recovery over a period of 3 years, the department shall repeat the watershed analysis in the WAU. Aside from the foregoing, once a watershed analysis is completed on a WAU, it shall be revised in whole or in part upon the earliest of the following to occur:
- (a) Five years after the date the watershed analysis is final, if necessary;
- (b) The occurrence of a natural disaster having a material adverse effect on the resource characteristics of the WAU.
- (c) Deterioration in the condition of a resource characteristic in the WAU measured over a 12-month period or no improvement in a resource characteristic in fair or poor condition in the WAU measured over a 12-month period unless the department determines, in cooperation with the departments of ecology, wildlife, and fisheries, affected Indian tribes, forest land owners, and the public, that a longer period is reasonably necessary to allow the prescriptions selected to produce improvement; or
- (d) The request of an owner of forest land in the WAU which wishes to conduct a watershed analysis at its own expense.

Revision of an approved watershed analysis shall be conducted in accordance with the processes, methods, and standards set forth in this chapter, except that the revised watershed analysis shall be conducted only on the areas affected in the case of revisions under (b) or (c) of this subsection, and may be conducted on areas smaller than the entire WAU in the case of revisions under (a) and (d) of this subsection. The areas on which the watershed analysis revision is to be conducted shall be determined by the department and clearly delineated on a map before beginning the assessment revision. Forest practices shall be conditioned under the current watershed analysis pending the completion of any revisions.

AMENDATORY SECTION (Amending WSR 92-15-011, filed 7/2/92, effective 8/2/92)

WAC 222-22-100 Application review prior to watershed analysis. *The watershed analysis system established in this chapter is a principal methodology for assessing the effects on fish, water, and capital improvements of the state or its political subdivisions of two or more forest practices. Recognizing that it will not be possible to achieve state-wide implementation of the analysis process for all WAUs for some time, the board hereby establishes certain interim regulatory measures pending watershed analysis on a given WAU. These measures are designed to ensure use of the best available analysis techniques and existing authorities to protect fish, water, and capital improvements of the state or its political subdivisions.

*(1) The department shall continue to use its implementation and enforcement authority to prevent damage to fish,

water, and capital improvements of the state or its political subdivisions. See chapter 222-46 WAC.

- (a) The department shall continue to concentrate and exercise its authority in implementing the use of existing road construction, maintenance, and abandonment rules where there is evidence of road-related damage to fish, water, and capital improvements of the state or its political subdivisions. The applicable road construction and maintenance rules can be found in chapter 222-24 WAC.
- (b) The department shall report to the board each quarter the results of its road construction, maintenance, and abandonment enforcement program. No later than October 31 of each year, the board shall report on results and recommendations for regulatory change as needed to protect fish, water, and capital improvements of the state or its political subdivisions.
- *(2) The department shall condition the size of clearcut harvest applications in the significant rain-on-snow zone where the department determines, using local evidence, that peak flows have resulted in material damages to public resources. The department may prepare conditioning guidelines to assess and condition applications located in a significant rain-on-snow zone.
- (a) Each year not later than August 31, the department shall provide a summary report of actions taken under rainon-snow conditioning or conditioning guidelines to the appropriate board committee.
- (b) Such conditioning authority shall expire upon completion of watershed analysis in a WAU.
- (c) Nothing in this section shall require a watershed analysis to develop harvest size recommendations.

AMENDATORY SECTION (Amending WSR 92-15-011, filed 7/2/92, effective 8/2/92)

WAC 222-24-010 Policy((*)). *(1) A well designed, located, constructed, and maintained system of forest roads is essential to forest management and protection of the public resources. Riparian areas contain some of the more productive conditions for growing timber, are heavily used by wildlife and provide essential habitat for fish and wildlife and essential functions in the protection of water quality. Wetland areas serve several significant functions in addition to timber production: Providing fish and wildlife habitat, protecting water quality, moderating and preserving water quantity. Wetlands may also contain unique or rare ecological systems.

- *(2) All road and landing construction within wetlands shall be conducted so that choices are made in the following descending order of preference:
- (a) Avoid impacts by selecting the least environmentally damaging landing location, road location and road length; or
- (b) Minimize impacts by such things as reducing the subgrade width, fill acreage and spoil areas; or
- (c) Restore affected areas by removing temporary fills or road sections upon the completion of the project; or
- (d) Reduce or eliminate impacts over time by preserving or maintaining areas; or
- (e) Replace affected areas by creating new wetlands or enhancing existing wetlands.
- *(3) An accurate delineation of wetland boundaries shall not be required under this section except where necessary to

determine acreage of road or landing construction which fills or drains more than 0.5 acre of a wetland. Landowners are encouraged to voluntarily increase wetland acreage and functions over the long-term.

- *(4) Extra protection is required during road construction and maintenance to protect these resources and timber growing potential. Landowners and fisheries and wildlife managers are encouraged to cooperate to develop road management and abandonment plans. Landowners are further encouraged to cooperate in sharing roads to minimize road mileage and avoid duplicative road construction.
- *(5) This section covers the location, design, construction, maintenance and abandonment of forest roads, bridges, stream crossings, quarries, borrow pits, and disposal sites used for forest road construction and is intended to assist landowners in proper road planning, construction and maintenance so as to protect public resources.

(Note: Other laws and regulations and/or permit requirements may apply. See chapter 222-50 WAC.)

AMENDATORY SECTION (Amending WSR 92-15-011, filed 7/2/92, effective 8/2/92)

WAC 222-24-025 Road design. (1) Use the minimum design standard that produces a road sufficient to carry the anticipated traffic load with reasonable safety.

- *(2) Subgrade width should average not more than 32 feet for double lane roads and 20 feet for single lane roads, exclusive of ditches, plus any additional width necessary for safe operations on curves and turnouts. Where road location in wetlands is unavoidable (see WAC 222-24-010(2)), minimize subgrade width.
- (3) **Balance excavation** and embankments so that as much of the excavated material as is practical will be deposited in the roadway fill sections. Where full bench construction is necessary, design suitable embankments so that the excavated material may be end hauled to appropriate deposit areas.
- (4) **Design or construct** cut and fill slopes to the normal angle of repose for the materials involved, or at a lesser angle whenever practical.
- *(5) All roads should be outsloped or ditched on the uphill side and appropriate surface drainage shall be provided by the use of adequate cross drains, ditches, drivable dips, relief culverts, water bars, diversion ditches, or other such structures demonstrated to be equally effective.
- *(6) Cross drains, relief culverts, and diversion ditches shall not discharge onto erodible soils, or over fill slopes unless adequate outfall protection is provided.
- *(7) Install cross drains, culverts, water bars, drivable dips, or diversion ditches on all forest roads to minimize erosion of the road bed, cut bank, and fill slope, or to reduce sedimentation of Type 1, 2, 3 or 4 Water. Cross drains are required in wetlands to provide for continued hydrologic connectivity. These drainage structures shall be installed at all natural drainages, all low points in the road gradient and spaced no wider than as follows:

Grade	Distance Westside	Distance Eastside
0 to 7%	1,000 ft.	1,500 ft.
8% to 15%	800 ft.	1,000 ft.
over 15%	600 ft.	800 ft.

More frequent culvert spacing or other drainage improvements are required where site specific evidence of peak flows or soil instability makes additional culverts necessary to minimize erosion of the road bed, ditches, cut bank, and fill slope to reduce sedimentation of Type 1, 2, 3 or 4 Waters, or within wetlands or to avoid unreasonable risk to public resources. See ((Part 5, Table 2 in the forest practices board manual for)) "Additional culvert spacing recommendations((-))" in the forest practices board manual. On request of the applicant, the department may approve less frequent drainage spacing where parent material (e.g. rock, gravel) or topography justify.

- *(8) Relief culverts installed on forest roads shall meet the following minimum specifications:
- (a) Be at least 18 inches in diameter or equivalent in western Washington and 15 inches in diameter or equivalent in eastern Washington.
- (b) Be installed sloping toward the outside edge of the road at a minimum gradient of 3 percent.
- *(9) **Ditch diversion.** Where roadside ditches slope toward a Type 1, 2, 3 Water, or Type A or B Wetland for more than 300 feet and otherwise would discharge into the stream or wetland, divert the ditchwater onto the forest floor by relief culvert or other means at the first practical point.
- *(10) Filling or draining more than 0.5 acre of a wetland requires replacement by substitution or enhancement of the lost wetland functions and, for creation of new wetlands, area. See the Board Manual. Where creation of new wetlands is proposed, the objective of successful replacement by substitution of lost wetland area shall be on an acre for acre basis and of the same type and in the same general location. Where replacement by enhancement of wetlands is proposed, the objective shall be to provide for an equivalent amount of function to replace that which is lost.

AMENDATORY SECTION (Amending WSR 92-23-056, filed 11/17/92, effective 12/18/92)

WAC 222-24-040 Water crossing structures. *(1) Bridge construction.

- (a) Bridges are required for new crossings of any Type 1 or 2 Waters regularly used for recreational boating.
- (b) Permanent bridges shall not constrict clearly defined channels and shall be designed to pass the 50-year flood level or the road shall be constructed to provide erosion protection from the 50-year flood waters which exceed the water-carrying capacity of the drainage structure.
- (c) One end of each new permanent log or wood bridge shall be tied or firmly anchored if any of the bridge structure is within 10 vertical feet of the 50-year flood level.
- (d) Excavation for bridges, placement of sills or abutments, and the placement of stringers or girders shall be accomplished from outside the ordinary high-water mark of all waters, except when such operations are authorized by a hydraulic project approval.

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- (e) Earth embankments constructed for use as bridge approaches shall be protected from erosion by high water. Some examples of protection are: Planted or seeded ground cover, bulkheads, rock riprap, or retaining walls.
- (f) When earthen materials are used for bridge surfacing, curbs of sufficient size shall be installed to be above the surface material and prevent such surface material from falling into the stream bed.
- *(2) Culvert installation: All permanent culverts installed in forest roads shall be of a size that is adequate to carry the 50-year flood or the road shall be constructed to provide erosion protection from the 50-year flood waters which exceed the water-carrying capacity of the drainage structure. Refer to ((Part 5)) "Recommended culvert sizes" in the forest practices board manual for the size of permanent culverts recommended for use in forest roads. If the department determines that because of unstable slopes the culvert size shown on that table is inadequate to protect public resources, it may require culvert sizes in accordance with the nomograph (chart) contained in ((Part 5 of)) the forest practices board manual or with other generally accepted engineering principles.
- (a) No permanent culverts shall be installed that are smaller than:
- (i) 24 inches in diameter or the equivalent for anadromous fish streams or wetlands where anadromous fish are present.
- (ii) 18 inches or the equivalent for resident game fish streams.
- (iii) 18 inches or the equivalent for all other water or wetland crossings in western Washington.
- (iv) 15 inches or the equivalent for all other water or wetland crossings in eastern Washington.
- (b) The alignment and slope of the culvert shall parallel the natural flow of the stream whenever possible.
- (c) When fish life is present, construct the bottom of the culvert at or below the natural stream bed at the inlet and outlet
- (d) Terminate culverts on materials that will not readily erode, such as riprap, the original stream bed (if stable), or other suitable materials.
- (e) If water is diverted from its natural channel, return this water to its natural stream bed via culvert, flume, spillway, or the equivalent.
- (f) When flumes, downspouts, downfall culverts, etc., are used to protect fill slopes or to return water to its natural courses, the discharge point shall be protected from erosion by: (i) Reducing the velocity of the water, (ii) use of rock spillways, (iii) riprap, (iv) splash plates, or (v) other methods or structures demonstrated to be equally effective.
- (g) Stream beds shall be cleared for a distance of 50 feet upstream from the culvert inlet of such slash or debris that reasonably may be expected to plug the culvert.
- (h) The entrance of all culverts should have adequate catch basins and headwalls to minimize the possibility of erosion or fill failure.
- *(3) Culverts in anadromous fish streams. In addition to the requirements of subsection (2) of this section, in streams used by anadromous fish:
- (a) Culverts shall be either open bottomed or have the bottom covered with gravel and installed at least 6 inches below the natural stream bed at the inlet and outlet.

- (b) Closed bottom culverts shall not slope more than 1/2 percent; except as provided in (e) of this subsection; open bottom culverts shall not slope more than the natural slope of the stream bed.
- (c) Where multiple culverts are used, one culvert shall be at least 6 inches lower than the other(s).
- (d) Culverts shall be set to retain normal stream water depth throughout the culvert length. A downstream control may be required to create pooled water back into the culvert and to insure downstream stream bed stability.
- (e) Closed bottom culverts, set at existing stream gradients between 1/2 percent and 3 percent slope shall be designed with baffles for water velocity control, or have an approved designed fishway.
- (f) The department, after consultation with the departments of fisheries and wildlife, shall impose any necessary limitations on the time of year in which such culverts may be installed to prevent interference with migration or spawning of anadromous fish.
- (g) Any of the requirements in (a) through (f) of this subsection may be superseded by a hydraulic project approval.

*(4) Temporary water crossings.

- (a) Temporary bridges and culverts, adequate to carry the highest anticipated flow in lieu of carrying the 50-year flood, may be used:
- (i) In the westside region if installed after June 1 and removed by September 30 of the same year.
- (ii) In the eastside region if installed after the spring runoff and removed prior to the snow buildup which could feed a heavy runoff.
- (iii) At other times, when the department and applicant can agree to specific dates of installation and removal.
- (b) Temporary bridges and culverts shall be promptly removed upon completion of use, and the approaches to the crossing shall be water barred and stabilized at the time of the crossing removal.
- (c) Temporary wetland crossings shall be abandoned and restored based on a written plan approved by the department prior to construction.
- (5) Properly prepared and maintained fords may be used during periods of low water providing a hydraulic permit is acquired.

AMENDATORY SECTION (Amending Order 535, filed 11/16/87, effective 1/1/88)

WAC 222-34-030 Reforestation—Plans—Reports—Inspections. (1) Reforestation plans. Reforestation plans must be submitted with the application or notification except where no reforestation is required. The department shall designate difficult regeneration areas utilizing silvicultural information. When a forest practice is proposed for such an area, the department may require additional information regarding harvest systems and post harvest site preparation, as well as regeneration. The department shall approve the reforestation plan for difficult regeneration areas if it determines that such a plan will achieve acceptable stocking according to WAC 222-34-010 and 222-34-020.

(2) **Reforestation reports.** The landowner, forest landowner, or his/her designee shall file a report with the department either at the time of completion of planting or

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reforestation or at the end of the normal planting season. When artificial seeding is used the report shall be filed 2 growing seasons after seeding.

- (3) The reports in subsection (2) of this section must contain at least the following:
- (a) The original forest practice application or notification number.
 - (b) Species reforested, planted, or seeded.
 - (c) Age of stock planted or seed source zone.
- (d) Description of actual area reforested, planted, or seeded.
- (4) Inspection; supplemental planting or reforestation directives. (a) Within 12 months after a reforestation report is received, the department shall inspect the reforested lands. The department shall issue written notice to the landowner, forest landowner, or his/her designee stating whether supplemental planting or reforestation or further inspection is required within 30 days after the deadline for inspection or the reforestation shall be deemed satisfactory.
- (b) If the inspection shows that acceptable stocking levels have not been achieved, the department shall direct the forest landowner to perform supplemental planting in accordance with the planting standards of WAC 222-34-010 (3) and (4)(a)(ii), 222-34-020 (3) and (4)(a)(ii): *Provided*, That:
- (i) In lieu of such supplemental planting, the department and the forest landowner may agree on a supplemental reforestation plan.
- (ii) Supplemental planting or reforestation shall not be required where in the opinion of the department planting or reforestation is not feasible due to rocky ground, dry conditions, excessively high water table or other adverse site factors and the department determines that there is little probability of significantly increasing the stocking level.
- (iii) Where supplemental planting or reforestation has been required by the department, the landowner, forest landowner, or his/her designee shall file a report of supplemental planting or reforestation upon completion.
- (iv) Except where stocking improvement is necessary to protect public resources and is feasible, further supplementary planting shall not be required where acceptable stocking levels have not been achieved after two properly performed supplemental plantings.
- (c) Within 12 months after a supplemental planting or reforestation report is received, the department shall inspect the reforested lands.
- (d) Evidence of compliance. The department shall within 30 days after the deadline for inspection or reinspection and when requested by the forest landowner confirm in writing whether acceptable stocking levels have been achieved, provided field conditions do not prevent the department from properly evaluating the reforestation.
- (e) Where a natural regeneration plan has been approved by the department, the department may allow up to 10 years to achieve acceptable stocking levels.

Chapter 222-46 WAC CONSULTATION AND ENFORCEMENT

AMENDATORY SECTION (Amending Order 263, filed 6/16/76)

WAC 222-46-010 Policy—Enforcement. It is the policy of the act and the board to encourage informal, practical, result-oriented resolution of alleged violations and actions needed to prevent damage to public resources. It is also the policy of the act and the board to provide, consistent with the principles of due process, effective procedures for enforcement. This part of these regulations provides the following enforcement procedures: Informal conferences; notices to comply; stop work orders; corrective actions by the department; civil penalties; injunctions and other civil judicial relief; and criminal penalties. ((The enforcement procedure used in any particular case shall be appropriate in view of the nature and extent of the violation or the damage or risk to public resources and the degree of bad faith or good faith of the persons charged.)) Civil penalties shall be applied so as to deter violations of the Forest Practices Act or rules and shall be appropriate to the violation or its potential to damage public resources.

AMENDATORY SECTION (Amending WSR 93-12-001, filed 5/19/93, effective 6/19/93)

WAC 222-46-020 Informal conferences. (1) Opportunity mandatory. The department shall afford the operator and/or ((his/her)) a designated representative reasonable opportunities to discuss proposed enforcement actions at an informal conference prior to taking further enforcement action, unless the department determines that there may be imminent damages to the public resource. Informal conferences may be used at any stage in enforcement proceedings, except that the department may refuse to conduct informal conferences with respect to any matter then pending before the appeals board or a court.

- (2) **Reports required.** Department personnel in attendance at informal conferences shall keep written notes of the date and place of the conference, the persons in attendance, the subject matter discussed, and any decisions reached with respect to further enforcement action.
- (3) **Records available.** Copies of written notes shall be sent to each participant in the conference, be kept in the department files until one year after final action on the application involved, and be open to public inspection.
- (4) Local government entity conditions. If the proposed enforcement actions involve conditions imposed pursuant to WAC 222-20-040(3), then the local government entity shall be involved in the informal conference.

AMENDATORY SECTION (Amending WSR 91-23-052, filed 11/15/91, effective 12/16/91)

WAC 222-46-030 Notice to comply. If a violation, a deviation, material damage or potential for material damage to a public resource has occurred and the department determines that a stop work order is unnecessary, then the department shall issue and serve upon the operator and/or landowner a notice which will clearly set forth:

(1)(a) The specific nature, extent, and time of failure to comply with the approved application; or identifying the damage or potential damage; and/or

- (b) The relevant provisions of the Forest Practices Act or of the forest practices regulations relating thereto;
- (2) **The right** of the operator ((or)), landowner, or timber owner to a hearing before the department; and
- (3) The specific course of action ordered by the department to be followed by the operator to correct such failure to comply and to prevent, correct and/or compensate for material damage to public resources which resulted from any violation, unauthorized deviation, or willful or negligent disregard for potential damage to a public resource; and/or those courses of action necessary to prevent continuing damage to public resources where the damage is resulting from the forest practice activities but has not resulted from any violation, unauthorized deviation, or negligence.
- (4) Local government entity conditions. If the notice to comply involves a condition imposed pursuant to WAC 222-20-040(3), then the specific course of action ordered by the department shall include a requirement that the operator obtain approval of the local government entity of the action to be taken.
- (5) The department shall mail a copy ((thereof)) of the notice to comply to the forest landowner and the timber owner at the addresses shown on the application, showing the date of service upon the operator. The department shall also mail a copy to the local government entity if a condition imposed pursuant to WAC 222-20-040(3) is involved.

Such notice to comply shall become a final order of the department: Provided, That no direct appeal to the appeals board will be allowed from such final order. Such operator shall undertake the course of action so ordered by the department unless, within fifteen days after the date of service of such notice to comply, the operator, forest landowner, or timber owner, shall request the department in writing to schedule a hearing. If so requested, the department shall schedule a hearing on a date not more than twenty days after receiving such request. The local government entity shall participate in the hearing if a condition imposed pursuant to WAC 222-20-040(3) is involved. Within ten days after such hearing, the department shall issue a final order either withdrawing its notice to comply or clearly setting forth the specific course of action to be followed by such operator. Such operator shall undertake the course of action so ordered by the department unless within thirty days after the date of such final order, the operator, forest landowner, or timber owner appeals such final order to the appeals board. No person shall be under any obligation under this section to prevent, correct, or compensate for any damage to public resources which occurs more than one year after the date of completion of the forest practices operations involved exclusive of reforestation, unless such forest practices were not conducted in accordance with forest practices rules and regulations: Provided, That this provision shall not relieve the forest landowner from any obligation to comply with forest practices rules and regulations pertaining to providing continuing road maintenance. No action to recover damages shall be taken under this section more than two years after the date the damage involved occurs.

AMENDATORY SECTION (Amending WSR 91-23-052, filed 11/15/91, effective 12/16/91)

- WAC 222-46-040 Stop work orders. (1) The department shall have the authority to serve upon an operator a stop work order which shall be a final order of the department if:
- (a) There is any violation of the provisions of the Forest Practices Act or these regulations; or
- (b) There is a deviation from the approved application; or
- (c) Immediate action is necessary to prevent continuation of or to avoid material damage to a public resource.
 - (2) The stop work order shall set forth:
- (a) The specific nature, extent, and time of the violation, deviation, damage, or potential damage;
- (b) An order to stop all work connected with the violation, deviation, damage, or potential damage;
- (c) The specific course of action needed to correct such violation or deviation or to prevent damage and to correct and/or compensate for damage to public resources which has resulted from any violation, unauthorized deviation, or willful or negligent disregard for potential damage to a public resource((; and)). The stop work order shall also set forth those courses of action necessary to prevent continuing damage to public resources where the damage is resulting from the forest practice activities but has not resulted from any violation, unauthorized deviation, or negligence. If the stop work order involves a condition imposed pursuant to WAC 222-20-040(3), then the specific course of action ordered by the department shall include a requirement that the operator obtain approval of the local government entity of the action to be taken.
- (d) The stop work order shall also set forth the right of the operator to a hearing before the appeals board.

The department shall immediately file a copy of such order with the appeals board and mail a copy thereof to the timber owner and forest landowner at the addresses shown on the application. The department shall also mail a copy to the local government entity if a condition imposed pursuant to WAC 222-20-040(3) is involved.

The operator, timber owner, or forest landowner may commence an appeal to the appeals board within fifteen days after service upon the operator. If such appeal is commenced, a hearing shall be held not more than twenty days after copies of the notice of appeal were filed with the appeals board. Such proceeding shall be a contested case within the meaning of chapter 34.05 RCW.

The operator shall comply with the order of the department immediately upon being served, but the appeals board if requested shall have authority to continue or discontinue in whole or in part the order of the department under such conditions as it may impose pending the outcome of the proceeding.

AMENDATORY SECTION (Amending Order 263, filed 6/16/76)

WAC 222-46-060 Civil penalties. (1) Amount of penalty. Every person who ((fails to comply with)) violates any provisions of RCW 76.09.010 through 76.09.280 ((as now or hereafter amended or the Forest Practices Act)) or of the forest practices ((regulations)) rules adopted pursuant

thereto, or who converts forest land to a use other than commercial timber operation within three years after completion of the forest practice without the consent of the county, city, or town, shall be subject to a penalty in an amount of not more than ((five hundred)) ten thousand dollars (((\$500.00)))) for each such violation. Each and every such violation shall be a separate and distinct violation. In case of a failure to comply with a ((notice pursuant to RCW 76.09.090 as now or hereafter amended or a)) stop work order, every day's continuance thereafter shall be a separate and distinct violation.

- (2) Penalty assessments shall consider the following:
- (a) Previous violation history;
- (b) Severity of the impact or the potential impact on public resources;
- (c) Whether the violation of the act or rules was intentional;
 - (d) Cooperation with the department;
- (e) Repairability of the adverse effect from the violation; and

- (f) The extent to which a penalty to be imposed on a forest landowner for a forest practice violation committed by another should be reduced because the owner was unaware of the violation and did not receive substantial economic benefits from the violation.
- (3) Calculation of penalty. Penalties shall be calculated using the following process:
- (a) The amount of civil penalty for each violation shall be determined by multiplying the base penalty for each separate and distinct violation from WAC 222-46-065 by the penalty adjustment factor, and where appropriate, the landowner adjustment factor, as determined below. The penalty shall be determined utilizing the following four steps:
- (i) Step 1 Determine the penalty adjustment value by answering each question in the following table. Use the explanation in (a) (ii) of this subsection to determine whether improving or aggravating conditions exist and the appropriate values. If neither apply, select a numerical value of 0.

PENALTY ADJUSTMENT VALUES

Gene	ral criteria	Improving value	Aggravating value
<u>(A)</u>	<u>Repairability</u>	0 to -0.25	<u>N/A</u>
(B)	<u>Intention</u>	<u>o</u>	<u>+2.0</u>
(C)	Cooperation	0 to -0.25	<u>0 to +0.5</u>
<u>(D)</u>	Previous violation(s)	<u>0</u>	+0.5 to +2.0
	Sub-Total =	(Range = 0 to - 0.5)	(Range 0 to +4.5)

(ii) Explanation of general criteria:

(A) Repairability:

An improving value shall be assigned if the adverse impact or potential for adverse impact will naturally self-restore within one year, or if timely and proper completion of a department-approved plan will substantially correct the adverse impact or potential for adverse impact. The value within the improving range shall be based on the length of time natural restoration or completion of the plan will take, with a value of -0.25 assigned for shorter time periods and up to 0.0 for one year or longer time periods.

(B) Intention:

In making a determination of intent, the department shall consider, but not be limited to, the following considerations: The foreseeability of the violation; whether precautions were taken to avoid the violation; whether an informal conference or enforcement action was served on the violator prior to the violation.

The improving value shall be applied where the violator obviously did not intend to violate the rule(s).

The aggravating value shall be applied where the violator clearly intended to violate the rule(s).

(C) Cooperation:

The improving value shall be applied where the violator cooperates fully by immediately ceasing further violation(s) and takes prompt action to repair the adverse impact or correct any unsatisfactory condition when directed by the department. The timeliness of action and degree of success in correcting the problem shall determine the value within the range. A value of -0.25 may be assigned for the most cooperative action(s).

The aggravating value shall be applied where the violator does not make any attempt to correct the problem or attempts are partially or totally unsuccessful. Timelines of action(s), degree of success in correcting the problem (if any), and/or ignoring or evading agency contacts or directives shall determine the value within the range. Least cooperative violators may be assigned a value of 0 to +0.5.

(D) Previous violation(s):

The improving value shall be applied where either the violator does not have any previous violations or where the prior violation was discovered more than three years prior to the discovery of the current violation.

Proposed [66]

The aggravating value shall be applied where the violator has previous violations of the same rule or regulation as documented in an enforcement action. Violations without adverse impacts or potential for adverse impacts to public resources shall have a lower value (e.g., 0.5) than violations with adverse impacts or potential for adverse impacts.

Enforcement actions for the purposes of this section shall include notices to comply and stop work orders and criminal citations when those enforcement actions are associated with forest practice violations.

- (iii) Step 2 Subtotal the improving value column and the aggravating value column. Add the two column values to determine the combined value. The penalty adjustment factor is determined by adding one to the combined value.
- (iv) Step 3 Multiply the base penalty from WAC 222-46-065 by the penalty adjustment factor from (a) (iii) of this subsection to calculate the final penalty for each violation by an operator and/or a timber owner. When assessing penalties against landowners, complete step 4.
- (v) Step 4 For civil penalties assessed against a landowner, the penalty from step 3 may be further adjusted based on the landowner's awareness of the violation by another and whether or not the landowner realized substantial economic benefit from the violation. The landowner adjustment factor shall be calculated as follows:
 - (A) Was the landowner aware of the violation?

 $\frac{\text{Yes} = 1}{\text{No} = 0}$

(B) Did the landowner receive substantial economic benefit from the violation?

 $\frac{Yes = 1}{No = 0}$

Add the points for questions (A) and (B). If the total points equal 0 the landowner adjustment factor is 0.7. If the total is 1 or 2 the landowner adjustment factor is 1.0. The final landowner penalty is determined by multiplying the penalty from (a) (iv) of this subsection by the landowner adjustment factor.

(b) In accordance with RCW 76.09.170, the penalty may not exceed ten thousand dollars for each and every violation.

- (4) Other participants. Every person who through an act of commission or omission procures, aids or abets in the violation shall be considered to have violated the provisions of this section and shall be subject to the penalty ((herein)) provided for in this section.
- (((3))) (5) Government employees. ((Provided, That)) No penalty shall be imposed under this section upon any governmental official, an employee of any governmental department, agency, or entity, or a member of any board ((or advisory committee)) created by the act for any act or omission in his/her duties in the administration of the act or of these ((regulations)) rules.
- (((4))) (6) Written notice. The penalty ((herein provided for)) shall be imposed by a notice in writing, either by certified mail with return receipt requested or by personal service, to the person incurring the same from the department ((of natural resources)) describing the violation with reasonable particularity.
- (7) Remission or mitigation. Within ((15)) fifteen days after the notice is received, the person incurring the penalty may apply in writing to the department's manager of the

region in which the penalty was issued, for the remission or mitigation of such penalty. Upon receipt of the application, the department may remit or mitigate the penalty upon whatever terms the department in its discretion deems proper: Provided, That the department deems such remission or mitigation to be in the best interests of carrying out the purposes of the act. The department ((of natural resources)) shall have authority to ascertain the facts regarding all such applications in such reasonable manner and under such ((regulations)) rules as they may deem proper. Within fifteen days of the completion of the regional review, the person incurring the penalty may apply in writing to the supervisor of the department for further review.

(((5))) (8) **Right of appeal.** Any person incurring any penalty hereunder may appeal the same to the forest practices appeals board. Such appeals shall be filed within ((30)) thirty days of receipt of notice imposing any penalty unless an application for remission or mitigation is made to the department. When such an application for remission or mitigation is made, such appeals shall be filed within ((30)) thirty days of receipt of notice from the department setting forth the disposition of the application for remission or mitigation.

(((6))) (9) Penalties due. ((Any)) The penalty imposed ((hereunder)) under this section shall become due and payable ((30)) thirty days after receipt of a notice imposing the same unless application for remission or mitigation is made or an appeal is filed. When such an application for remission or mitigation is made, any penalty incurred ((hereunder)) under this section shall become due and payable ((30)) thirty days after receipt of notice setting forth the disposition of such application unless an appeal is filed from such disposition. Whenever an appeal of ((any)) the penalty incurred ((hereunder)) is filed, the penalty shall become due and payable only upon completion of all administrative and judicial review proceedings and the issuance of a final order or decision confirming the penalty in whole or in part.

(((7) Foreclosure.)) (10) Enforcement. If the amount of any penalty is not paid to the department within ((30)) thirty days after it becomes due and payable, the attorney general, upon the request of the department, shall bring an action in the name of the state of Washington in the superior court of Thurston county or of any county in which such violator may do business, to recover such penalty. In all such actions the procedure and rules of evidence shall be the same as an ordinary civil action except as otherwise provided in the Forest Practices Act. In addition to or as an alternative to seeking enforcement of penalties in superior court, the department may bring an action in district court as provided in Title 3 RCW, to collect penalties.

(11) Liens. Penalties imposed under this section for violations associated with a conversion to a use other than commercial timber operation shall be a lien upon the real property of the person assessed the penalty. The department may collect such amounts in the same manner provided in chapter 60.04 RCW for mechanics' liens.

WAC 222-46-065 Base penalty schedule. All other WAC or RCW violations not specifically mentioned in this

list shall have a base penalty of one thousand dollars.

Base penalty amounts for use in the calculation described in WAC 222-46-060(1) shall be as follows:

Statute or Rule	<u>Description</u>	Base Penalty
WAC 222-20-010 RCW 76,09,050	Operating without an approved forest practices application/notification (FPA/N)	1500
WAC 222-20-010 RCW 76.09,060	Fraudulent FPA/N	2500
WAC 222-20-050 RCW 76.09.060	Conversion of forest land without consent of county, city, or town	2500
WAC 222-20-040, 060 RCW 76,09,060	Deviation from approved FPA/N	2000
WAC 222-24-020	Violation associated with road location, design, or construction	2500
WAC 222-24-035 WAC 222-30-080	Violation associated with landing location and construction; cleanup	2000
WAC 222-24-040	Violation associated with water crossing structures; standards	<u>2500</u>
WAC 222-24-050	Violation associated with road maintenance; plans; active, inactive, abandoned	2000
WAC 222-24-060	<u>Yiolation associated with rock</u> quarries, pits, spoils; standards	1500
WAC 222-30-020 WAC 222-30-030	Yiolation associated with RMZ requirements for type 1, 2, or 3 Waters; eastern and western WA; Riparian leave tree area along Type 4 waters; stream bank integrity	2500
WAC 222-30-020	Violation associated with WMZ for non-forested wetlands	<u>2500</u>
WAC 222-30-020	Violation associated with wildlife reserve trees; green recruitment trees; down logs	2000
WAC 222-30-050, 060	Violation associated with falling and bucking; cable yarding systems	1500
WAC 222-30-070	<u>Violation associated with tractor and wheeled skidding systems; skid trails; slopes</u>	2000
WAC 222-34-010, 020 RCW 76,09,070	<u>Violation associated with reforestation required; eastside and westside rules; natural regeneration; competing vegetation</u>	2500
WAC 222-34-030	Yiolation associated with reforestation plans and reports	2000
WAC 222-38-020, 040	Violation associated with pesticide handling, storage, and application (aerial and ground); other chemicals (not fertilizer)	2000

AMENDATORY SECTION (Amending Order 263, filed 6/16/76)

WAC 222-46-070 Injunctions, civil suits, disapprovals. (1) The department ((of natural resources, through the attorney general,)) may take any necessary action to enforce any final order or final decision, ((or to enjoin any forest practices by any person for a 1 year period after such person has failed to comply with a final order or a final decision)) and may disapprove for up to one year any forest practices application or notification submitted by any person who has failed to comply with a final order or decision as set forth in RCW 76.09.080, 76.09.090, or 76.09.110, or has failed to pay any civil penalties as provided in RCW 76.09.170.

The department shall provide written notice of its intent to disapprove an application or notification, and shall forward copies of such notice to any affected landowner. The disapproval period shall run from thirty days following the date of actual notice or from the date all appeals, if any, have been exhausted.

Any person provided notice of intent to disapprove an application or notification may seek review from the forest practices appeals board within thirty days of the date of notice.

(2) A county may bring injunctive, declaratory, or other actions for enforcement for forest practice activities within its jurisdiction in the superior court as provided by law against the department, the forest landowner, timber owner or operator to enforce the forest practices regulations or any final order of the department or the appeals board((÷ Provided, That)). No civil or criminal penalties shall be imposed for past actions or omissions if such actions or omissions were conducted pursuant to an approval or directive of the department ((of-natural resources: And provided further, That such actions shall not be commenced)). A county may not commence injunctions, declaratory actions, or other actions for enforcement under this subsection unless the department fails to take appropriate actions after ((10)) ten days' written notice to the department by the county of a violation of the forest practices ((regulations)) rules or final orders of the department or the appeals board.

WSR 93-20-078 PROPOSED RULES DEPARTMENT OF LICENSING

[Filed October 4, 1993, 2:07 p.m.]

Original Notice.

Title of Rule: WAC 308-56A-322 Withholding issuance of certificate of ownership—Court notice and 308-56A-323 Release of ownership—Court notice.

Purpose: Adopt rule prescribing method for court's notification of vehicles on which the Department of Licensing shall withhold and release ownership documents when the owner is charged with DWI.

Statutory Authority for Adoption: RCW 46.01.110. Statute Being Implemented: RCW 46.61.512, 46.12.400, and [46.12].410.

Summary: These rules are adopted to provide instructions to the courts on filing requests to withhold and release

ownership documents on vehicles subject to seizure and forfeiture.

Name of Agency Personnel Responsible for Drafting: Jack L. Lince, General Administration Building, Olympia, Washington, (206) 753-7379; Implementation: Nancy Kelly, General Administration Building, Olympia, Washington, (206) 753-6920; and Enforcement: Jim Booker, General Administration Building, Olympia, Washington, (206) 753-0554.

Name of Proponent: Department of Licensing, governmental.

Rule is not necessitated by federal law, federal or state court decision.

Explanation of Rule, its Purpose, and Anticipated Effects: WAC 308-56A-322 prescribes information to be furnished by the courts when requesting withholding of vehicle ownership documents; and WAC 308-56A-323 prescribes the information to be furnished by the courts when releasing the withhold of vehicle ownership documents and to whom the ownership is to be released.

Proposal does not change existing rules.

No small business economic impact statement is required for this proposal by chapter 19.85 RCW.

Hearing Location: General Administration Building, Conference Room 3B, 210 11th Avenue S.W., Olympia, WA, on November 15, 1993, at 9:30 a.m.

Submit Written Comments to: Nancy Kelly, Administrator, Title/Registration Services, P.O. Box 2957, Olympia, WA 98507-2957, by November 12, 1993.

Date of Intended Adoption: November 18, 1993.

October 1, 1993 Nancy Kelly, Administrator Title/Registration Services

NEW SECTION

WAC 308-56A-322 Withhold issuance of certificate of ownership—Court notice. Upon receipt of notice pursuant to RCW 46.61.512, from a court of competent jurisdiction, the certificate of ownership for the motor vehicle owned by the person charged and identified in the notice shall be withheld. The court notice shall include:

- (1) The exact name of the vehicle owner as it appears on the vehicle records;
 - (2) The motor vehicle model year, make, and model;
 - (3) The vehicle identification number;
 - (4) The vehicle license plate number;
- (5) A legible copy of the citation, dated on or after July 25, 1993, charging the vehicle owner with a violation of RCW 46.61.502 or 46.61.504;
- (6) The date and court of jurisdiction where the vehicle owner was convicted for violation of RCW 46.61.502 or 46.61.504 within the five-year period immediately prior to the date of issuance of the instant charge; and
- (7) A statement from the court that the vehicle owner being charged has been instructed that it is unlawful to convey, sell, or transfer the ownership of the vehicle as provided in RCW 46.61.512.

The information required in subsections (6) and (7) of this section may be affixed, by stamp or otherwise, to the copy of the citation provided in subsection (5) of this section.

WAC 308-56A-323 Release of certificate of ownership—Court notice. (1) Upon receipt of notice pursuant to conviction, dismissal or acquittal, from a court of competent jurisdiction, the certificate of ownership for a motor vehicle previously withheld shall be released to the person so ordered by the court. The notice shall be in a form adopted by the court and shall order ownership disposition of the motor vehicle. The order shall include as a minimum the vehicle identification number, license plate number, model year, make, model, and name of the present vehicle owner. If the certificate of ownership is to be released to a person other than the present owner, the order shall include the name of the person to whom the certificate of ownership is to be released.

- (2) When the certificate of ownership in subsection (1) of this section is to be released to a person other than the present owner of record, the new owner shall make application for transfer of vehicle ownership as provided in chapter 46.12 RCW and provide a copy of the order of the court so ordering the release of the certificate of ownership.
- (3) When the vehicle in subsection (1) of this section is subject to seizure and forfeiture pursuant to RCW 46.61.511, the court may issue a process for seizure in the order which indicates the seizing law enforcement agency. When the vehicle is forfeited, the retaining law enforcement agency shall make application for transfer of certificate of ownership as provided in chapter 46.12 RCW. If the vehicle is sold, the seizing law enforcement agency shall issue a bill of sale to the purchaser and the purchasing party shall make application for a certificate of ownership as provided in chapter 46.12 RCW.

WSR 93-20-079 PROPOSED RULES DEPARTMENT OF LICENSING

[Filed October 4, 1993, 2:10 p.m.]

Original Notice.

Title of Rule: Chapter 308-330 WAC, Washington model traffic ordinance.

Purpose: To encourage highway safety and uniform traffic laws by adopting rules to serve as a model ordinance for local authorities.

Statutory Authority for Adoption: RCW 46.90.010. Statute Being Implemented: Chapter 46.90 RCW.

Summary: RCW 46.90.010 provides for the Department of Licensing to adopt by rule a comprehensive compilation of sound, uniform traffic laws to serve as a guide for local authorities.

Name of Agency Personnel Responsible for Drafting and Implementation: Jack L. Lince, General Administration Building, Olympia, Washington, (206) 753-7379; and Enforcement: Local ordinance.

Name of Proponent: Department of Licensing, governmental.

Rule is not necessitated by federal law, federal or state court decision.

Explanation of Rule, its Purpose, and Anticipated Effects: Chapter 308-330 WAC supplants chapter 46.90

RCW as the model traffic ordinance. The purpose of this chapter is to encourage highway safety and uniform traffic laws by providing a comprehensive compilation of sound, uniform traffic laws to serve as a guide which local authorities may adopt by reference or any part thereto. Any local authority which adopts this chapter by reference may at any time exclude any section or sections from this chapter which it does not desire to include in its local traffic ordinance. This chapter is not intended to deny any local authority its legislative power, but rather to enhance safe and efficient movement of traffic throughout the state by having current, uniform traffic laws available.

Proposal does not change existing rules.

This is a new chapter in the Washington Administrative Code (WAC). Certain sections in chapter 46.90 RCW are repealed effective July 1, 1994. Those sections are adopted in these rules effective June 30, 1994.

No small business economic impact statement is required for this proposal by chapter 19.85 RCW.

Hearing Location: General Administration Building, Conference Room 3B, 210 11th Avenue S.W., Olympia, WA, on November 15, 1993, at 9:30 a.m.

Submit Written Comments to: Jack L. Lince, Vehicle Services Division, P.O. Box 2957, Mailstop 48021, Olympia, WA 98507-2957, by November 12, 1993.

Date of Intended Adoption: December 1, 1993.

October 4, 1993 Nancy Kelly Administrator, Vehicle Services

Chapter 308-330 WAC WASHINGTON MODEL TRAFFIC ORDINANCE

NEW SECTION

WAC 308-330-005 Purpose of this chapter. The purpose of this chapter is to encourage highway safety and uniform traffic laws by authorizing the department of licensing to adopt a comprehensive compilation of sound, uniform traffic laws to serve as a guide which local authorities may adopt by reference or any part thereof, including all future amendments or additions thereto. Any local authority which adopts this chapter by reference may at any time exclude any section or sections from this chapter which it does not desire to include in its local traffic ordinance. This chapter is not intended to deny any local authority its legislative power, but rather to enhance safe and efficient movement of traffic throughout the state by having current, uniform traffic laws available.

NEW SECTION

WAC 308-330-010 Amendments to this chapter automatically included. The addition of any new section to, or amendment or repeal of any section in, this chapter shall be deemed to amend any city, town, or county ordinance which has adopted by reference to this chapter or any part thereof, and it shall not be necessary for the legislative authority of any city, town, or county to take any action with respect to such addition, amendment, or repeal notwithstanding the provisions of RCW 35.21.180, 35A.12.140, 35A.13.180, and 36.32.120(7).

WAC 308-330-030 Uniformity in application. The provisions of this chapter relating to the operation of vehicles shall be applicable and uniform upon all persons operating vehicles upon the public highways of this state, except as otherwise specifically provided.

NEW SECTION

WAC 308-330-100 Chapter 46.04 RCW (Definitions) adopted by reference. All sections of chapter 46.04 RCW as now or hereafter amended are hereby adopted by reference as a part of this chapter in all respects as though such sections were set forth herein in full.

NEW SECTION

WAC 308-330-109 Bus. "Bus" means every motor vehicle designed for carrying more than ten passengers and used for transportation of persons, and every motor vehicle, other than a taxicab, designed and used for the transportation of persons for compensation.

NEW SECTION

WAC 308-330-112 Bus stop. "Bus stop" means a fixed portion of the highway parallel and adjacent to the curb to be reserved exclusively for buses for layover in operating schedules or while waiting for, loading, or unloading passengers: *Provided*, That such bus provides regularly scheduled service within the jurisdiction of the local authority.

NEW SECTION

WAC 308-330-115 City. "City" means every incorporated city and town.

NEW SECTION

WAC 308-330-118 Demolish. "Demolish" means to destroy completely by use of a hydraulic baler and shears, or a shredder.

NEW SECTION

WAC 308-330-121 Department. "Department" means the department of licensing unless otherwise specified in this chapter.

NEW SECTION

WAC 308-330-123 Director. "Director" means the director of licensing unless the director of a different department of government is specified.

NEW SECTION

WAC 308-330-127 Holidays. "Holidays" include the first day of January, commonly called New Year's Day; the third Monday in January, commonly called Martin Luther King Jr. day; the third Monday of February, being celebrated as the anniversary of the birth of George Washington; the thirtieth day of May, commonly known as Memorial Day; the fourth day of July, being the anniversary of the Declara-

tion of Independence; the first Monday in September, to be known as Labor Day; the fourth Thursday in November, to be known as Thanksgiving Day; the twenty-fifth day of December, commonly called Christmas Day; and any other day specified by ordinance by the local authority to be a holiday. Whenever any holiday falls upon a Sunday, the following Monday shall be a holiday.

NEW SECTION

WAC 308-330-133 Loading zone. "Loading zone" means a space reserved for the exclusive use of vehicles during the loading or unloading of property or passengers.

NEW SECTION

WAC 308-330-136 Official time standard. "Official time standard" means, whenever certain hours are named, standard time or daylight saving time as may be in current use within the jurisdiction of the local authority.

NEW SECTION

WAC 308-330-139 Ordinance. "Ordinance" means a city or town ordinance or a county ordinance or resolution.

NEW SECTION

WAC 308-330-142 Parking meter. "Parking meter" means any mechanical device or meter placed or erected adjacent to a parking meter space, for the purpose of regulating or controlling the period of time of occupancy of such parking meter space by any vehicle. Each parking meter installed shall indicate by proper legend the legal parking time and when operated shall at all times indicate the balance of legal parking time, and at the expiration of such period shall indicate illegal or overtime parking. Each meter shall bear a legend indicating the days and hours when the requirement to deposit coins therein shall apply, the value of the coins to be deposited, and the limited period of time for which parking is lawfully permitted in the parking meter space in which such meter is located.

NEW SECTION

WAC 308-330-145 Parking meter space. "Parking meter space" means any space within a parking meter zone, adjacent to a parking meter and which is duly designated for the parking of a single vehicle by appropriate markings on the pavement and/or the curb.

NEW SECTION

WAC 308-330-148 Parking meter zone. "Parking meter zone" means any highway or part thereof or any off-street parking lot on which parking meters are installed and in operation.

NEW SECTION

WAC 308-330-151 Passenger loading zone. "Passenger loading zone" means a place reserved for the exclusive use of vehicles while receiving or discharging passengers.

WAC 308-330-154 Planting strip. "Planting strip" means that portion of a highway lying between the constructed curb, or edge of the roadway, and the property line exclusive of the sidewalk area.

NEW SECTION

WAC 308-330-157 Police or police officer. "Police or police officer" includes the police officers of a city, a town, marshal, or the sheriff and his/her deputies of a county whichever is applicable, but when the term sheriff is used in this chapter, it shall only mean the sheriff.

NEW SECTION

WAC 308-330-160 Police chief or chief of police. "Police chief or chief of police" includes the police chief or chief police officer of a city, a town marshal, or the sheriff of a county, whichever is applicable, but when the term sheriff is used in this chapter, it shall only mean the sheriff.

NEW SECTION

WAC 308-330-163 Police department. "Police department" includes the police department of a city or town or the sheriff's office of a county whichever is applicable, but when the term sheriff is used in this chapter, it shall only mean the sheriff.

NEW SECTION

WAC 308-330-169 School bus zone. "School bus zone" means a designated portion of the highway along the curb reserved for loading and unloading school buses during designated hours.

NEW SECTION

WAC 308-330-172 Service parking. "Service parking" means the use of a parking meter space while rendering service in cleaning, painting, adjusting, or making minor repairs or replacements in or to buildings or building equipment or to public utilities.

NEW SECTION

WAC 308-330-175 Street. "Street" means a "city street."

NEW SECTION

WAC 308-330-178 Taxicab. "Taxicab" means a motor vehicle for hire used for the transportation of persons for compensation, and not operated exclusively over a fixed route or between fixed termini.

NEW SECTION

WAC 308-330-181 Taxicab stand. "Taxicab stand" means a fixed portion of a highway set aside for taxicabs to stand or wait for passengers.

NEW SECTION

WAC 308-330-184 Tow truck operator. "Tow truck operator" means a person, firm, partnership, association, or corporation which, in its course of business, provides towing services for vehicles and automobile hulks.

NEW SECTION

WAC 308-330-187 Traffic division. "Traffic division" means the traffic division of the police department of the local authority, or in the event a traffic division is not established, then said term whenever used in this chapter shall be deemed to refer to the police department of the local authority.

NEW SECTION

WAC 308-330-190 U-turn. "U-turn" means turning a vehicle so as to proceed in the opposite direction on the same roadway.

NEW SECTION

WAC 308-330-195 RCW sections adopted—Livestock. The following sections of the Revised Code of Washington (RCW) pertaining to livestock on highway right-of-way as now or hereafter amended are hereby adopted by reference as a part of this chapter in all respects as though such sections were set forth herein in full: RCW 16.24.065, and 16.24.070.

NEW SECTION

WAC 308-330-197 RCW sections adopted—Off road and nonhighway vehicles. The following sections of the Revised Code of Washington (RCW) pertaining to off road and nonhighway vehicles as now or hereafter amended are hereby adopted by reference as a part of this chapter in all respects as though such sections were set forth herein in full: RCW 46.09.020, 46.09.120, 46.09.130, 46.09.140, and 46.09.180.

NEW SECTION

WAC 308-330-200 RCW sections adopted—Snowmobiles. The following sections of the Revised Code of Washington (RCW) pertaining to snowmobiles as now or hereafter amended are hereby adopted by reference as a part of this chapter in all respects as though such sections were set forth herein in full: RCW 46.10.010, 46.10.090, 46.10.100, 46.10.110, 46.10.120, 46.10.130, 46.10.140, and 46.10.190.

NEW SECTION

WAC 308-330-205 Public employees to obey traffic regulations. The provisions of this chapter shall apply to the drivers of all vehicles owned or operated by the United States, the state, or any county, city, town, district, or any other political subdivision of the state, subject to such specific exceptions as are set forth in this chapter.

Proposed [72]

WAC 308-330-210 Police administration. There is established in the police department of the local authority a traffic division to be under the control of a police officer appointed by, and directly responsible to, the chief of police.

NEW SECTION

WAC 308-330-215 Duty of traffic division. It shall be the duty of the traffic division with such aid as may be rendered by other members of the police department to enforce the traffic regulations of the local authority, to make arrests for traffic violations, to investigate accidents and to cooperate with the traffic engineer and other officers of the local authority in the administration of the traffic laws and in developing ways and means to improve traffic conditions, and to carry out those duties specially imposed upon the said division by this chapter and the traffic ordinances of the local authority.

NEW SECTION

WAC 308-330-220 Authority of police and fire department officials. (1) Officers of the police department or such officers as are assigned by the chief of police are authorized to direct all traffic by voice, hand, or signal in conformance with law: *Provided*, That in the event of a fire or other emergency or to expedite traffic or to safeguard pedestrians, officers of the police department may direct traffic as conditions may require notwithstanding the provisions of law.

(2) Officers of the fire department, when at the scene of a fire, may direct or assist the police in directing traffic thereat or in the immediate vicinity.

NEW SECTION

WAC 308-330-225 Records of traffic violations. (1) The police department or the traffic division thereof shall keep a record of all violations of the traffic ordinances of the local authority or of the state motor vehicle laws of which any person has been charged, with the exception of illegal parking or standing violations, together with a record of the final disposition of all such alleged offenses. Such records shall be so maintained as to show all types of violations and the total of each. Such records shall accumulate during at least a five-year period, and from that time on the records shall be maintained complete for at least the most recent five-year period.

- (2) All forms for records of violations and notices of violations shall be serially numbered. For each month and year a written record of all such forms shall be kept.
- (3) Records and reports concerning a person shall be available upon request only to that particular person requesting such record or report concerning himself, or the legal guardian thereof, the parent of a minor, or any authorized representative of such interested party, or the attorney or insurer thereof.

NEW SECTION

WAC 308-330-230 Traffic division to investigate accidents. It shall be the duty of the traffic division, assisted by other members of the police department, to investigate traffic accidents, to arrest, and to assist in the prosecution of those persons charged with violations of law causing or contributing to such accidents.

NEW SECTION

WAC 308-330-235 Traffic accident studies. Whenever the accidents at any particular location become numerous, the traffic division shall cooperate with the traffic engineer in conducting studies of such accidents and in determining remedial measures.

NEW SECTION

WAC 308-330-240 Traffic accident reports. The traffic division shall maintain a suitable system of filing traffic accident reports. Accident reports or cards referring to them shall be filed alphabetically by location. Such reports shall be available for the use and the information of the traffic engineer.

NEW SECTION

WAC 308-330-245 Traffic division to submit annual traffic safety report. The traffic division shall annually prepare a traffic report which shall be filed with the appointing authority of the local authority. Such report shall contain information on traffic matters in the local authority as follows:

- (1) The number of traffic accidents, the number of persons killed, the number of persons injured, and other pertinent traffic accident data;
- (2) The number of traffic accidents investigated and other pertinent data on the safety activities of the police;
- (3) The plans and recommendations of the division for future traffic safety activities.

NEW SECTION

WAC 308-330-250 Police department to administer bicycle licenses. The police department or some other office or department designated by the local authority shall administer the bicycle license regulations required by this chapter.

NEW SECTION

WAC 308-330-255 Police department to regulate parking meters. The police department shall be responsible for the regulation, control, operation, and use of parking meters installed in all parking meter zones.

NEW SECTION

WAC 308-330-260 Traffic engineer. (1) The office of traffic engineer is established: *Provided*, That if there is no traffic engineer, then the engineer of the local authority shall serve as traffic engineer in addition to his/her other functions, and shall exercise the powers and duties with respect to traffic as provided in this chapter: *Provided further*, That if there is no engineer in the local authority,

then the appointing authority shall designate a person to exercise such powers and duties.

(2) It shall be the general duty of the traffic engineer to determine the installation and maintenance of traffic control devices, to conduct engineering analysis of traffic accidents and to devise remedial measures, to conduct engineering investigations of traffic conditions, to plan the operation of traffic on the highways of the local authority, to cooperate with other officials in the development of ways and means to improve traffic conditions, and to carry out the additional powers and duties imposed by any ordinances of the local authority.

NEW SECTION

WAC 308-330-265 Traffic engineer—Authority. The traffic engineer is authorized:

- (1) To place and maintain official traffic control devices when and as required under the traffic ordinances or resolutions of the local authority to make effective the provisions of said ordinances or resolutions, and may place and maintain such additional official traffic control devices as he/she may deem necessary to regulate, warn, or guide traffic under the traffic ordinances or resolutions of the local authority;
- (2) To place and maintain official traffic control devices as he/she may deem necessary to regulate, warn, or guide traffic for construction, detours, emergencies, and special conditions;
- (3) To designate and maintain, by appropriate devices, marks, or lines upon the surface of the roadway, crosswalks at intersections where in his/her opinion there is particular danger to pedestrians crossing the roadway, and in such other places as he/she may deem necessary;
- (4) To establish safety zones of such kind and character and at such places as he/she may deem necessary for the protection of pedestrians;
- (5) To mark traffic lanes upon the roadway of any highway where a regular alignment of traffic is necessary;
- (6) To regulate the timing of traffic signals so as to permit the movement of traffic in an orderly and safe manner;
- (7) To place official traffic control devices within or adjacent to intersections indicating the course to be traveled by vehicles turning at such intersections, in accordance with the provisions of this chapter, and such course to be traveled as so indicated may conform to or be other than as prescribed by law;
- (8) To determine those intersections at which drivers of vehicles shall not make a right, left, or U-turn, and shall place proper signs at such intersections. The making of such turns may be prohibited between certain hours of any day and permitted at other hours, in which event the same shall be plainly indicated on the signs or they may be removed when such turns are permitted;
- (9) To erect and maintain stop signs, yield signs, or other official traffic control devices to designate arterial highways or to designate intersection or other roadway junctions at which vehicular traffic on one or more of the roadways shall yield or stop and yield before entering the intersection or junction, except as provided in RCW 46.61.195;

- (10) To issue special permits to authorize the backing of a vehicle to the curb for the purpose of loading or unloading property subject to the terms and conditions of such permit. Such permits may be issued either to the owner or lessee of real property alongside the curb or to the owner of the vehicle and shall grant to such person the privilege as therein stated and authorized by this section;
- (11) To erect signs indicating no parking upon both sides of a highway when the width of the improved roadway does not exceed twenty feet, or upon one side of a highway as indicated by such signs when the width of the improved roadway is between twenty and twenty-eight feet;
- (12) To determine when standing or parking may be permitted upon the left-hand side of any roadway when the highway includes two or more separate roadways and traffic is restricted to one direction upon any such roadway and to erect signs giving notice thereof;
- (13) To determine and designate by proper signs places not exceeding one hundred feet in length in which the stopping, standing, or parking of vehicles would create an especially hazardous condition or would cause unusual delay to traffic;
- (14) To determine the location of loading zones, passenger loading zones, and tow-away zones and shall place and maintain appropriate signs or curb markings supplemented with the appropriate words stenciled on the curb indicating the same and stating the hours during which the provisions of this chapter are applicable;
- (15) To establish bus stops, bus stands, taxicab stands, and stands for other for hire vehicles on such highways in such places and in such number as he/she shall determine to be of the greatest benefit and convenience to the public, and every such bus stop, bus stand, taxicab stand, or other stand shall be designated by appropriate signs or by curb markings supplemented with the appropriate words stenciled on the curb;
- (16) To erect and maintain official traffic control devices on any highway or part thereof to impose gross weight limits on the basis of an engineering and traffic investigation;
- (17) To erect and maintain official traffic control devices on any highway or part thereof to prohibit the operation of trucks exceeding ten thousand pounds gross weight on the basis of an engineering and traffic investigation: *Provided*, That such devices shall not prohibit necessary local operation on such highways for the purpose of making a pickup or delivery;
- (18) To erect and maintain official traffic control devices on any highway or part thereof to impose vehicle size restrictions on the basis of an engineering and traffic investigation;
- (19) To determine and designate those heavily traveled highways upon which shall be prohibited any class or kind of traffic which is found to be incompatible with the normal and safe movement of traffic on the basis of an engineering and traffic investigation and shall erect appropriate official traffic control devices giving notice thereof;
- (20) To install parking meters in the established parking meter zones upon the curb adjacent to each designated parking space;
- (21) To designate the parking space adjacent to each parking meter for which such meter is to be used by appro-

priate markings upon the curb and/or the pavement of the highway;

- (22) To post appropriate signs making it unlawful for pedestrians to cross highways in certain crosswalks when such crossing would endanger either pedestrian or vehicular traffic using the highway;
- (23) To test new or proposed traffic control devices under actual conditions of traffic.

NEW SECTION

- WAC 308-330-270 Local authority—Authority. After an engineering and traffic investigation by the traffic engineer, the local authority may by resolution:
- (1) Decrease maximum speed limits pursuant to RCW 46.61.415:
- (2) Increase maximum speed limits pursuant to RCW 46.61.415:
- (3) Determine and declare the maximum speed limits on arterial highways pursuant to RCW 46.61.415;
- (4) Determine and declare upon what highways angle parking shall be permitted pursuant to RCW 46.61.575(3);
- (5) Prohibit, regulate, or limit, stopping, standing, or parking of vehicles on any highway at all times or during such times as shall be indicated by official traffic control devices:
- (6) Determine and declare parking meter zones upon those highways or parts thereof where the installation of parking meters will be necessary to regulate parking;
- (7) Close any highway or part thereof temporarily to any or all traffic;
- (8) Determine and declare one-way highways pursuant to RCW 46.61.135;
- (9) Determine and declare arterial highways pursuant to RCW 46.61.195 and 46.61.435.

NEW SECTION

- WAC 308-330-275 Traffic safety commission—Powers and duties. (1) There is established a traffic safety commission to serve without compensation, consisting of the traffic engineer, the chief of police, or, in his/her discretion as his/her representative, the chief of the traffic division or other cognizant member of the police department, one representative each from the engineer's office and the attorney's office, and such number of other officers of the local authority and representatives of unofficial bodies as may be determined and appointed by the appointing authority of the local authority. The chair of the commission shall be appointed by such appointing authority and may be removed by such authority.
- (2) It shall be the duty of the traffic safety commission, and to this end it shall have authority within the limits of the funds at its disposal, to coordinate traffic activities, to supervise the preparation and publication of traffic reports, to receive complaints having to do with traffic matters, and to recommend to the legislative body of the local authority and to the traffic engineer, the chief of the traffic division, and other officials, ways and means for improving traffic conditions and the administration and enforcement of traffic regulations.

NEW SECTION

WAC 308-330-300 RCW sections adopted—Certificates of ownership and registrations. The following sections of the Revised Code of Washington (RCW) pertaining to vehicle certificates of ownership and registrations as now or hereafter amended are hereby adopted by reference as a part of this chapter in all respects as though such sections were set forth herein in full: RCW 46.12.070, 46.12.080, 46.12.101, 46.12.102, 46.12.260, 46.12.300, 46.12.310, 46.12.320, 46.12.330, 46.12.340, 46.12.350, and 46.12.380.

NEW SECTION

WAC 308-330-305 RCW sections adopted—Vehicle licenses. The following sections of the Revised Code of Washington (RCW) pertaining to vehicle licenses as now or hereafter amended are hereby adopted by reference as a part of this chapter in all respects as though such sections were set forth herein in full: RCW 46.16.010, 46.16.011, 46.16.022, 46.16.023, 46.16.025, 46.16.028, 46.16.030, 46.16.048, 46.16.088, 46.16.135, 46.16.140, 46.16.145, 46.16.170, 46.16.180, 46.16.240, 46.16.260, 46.16.290, 46.16.316, 46.16.381, 46.16.390, 46.16.500, 46.16.505, 46.16.595, and 46.16.710.

NEW SECTION

WAC 308-330-307 RCW sections adopted—Driver licenses identicards. The following sections of the Revised Code of Washington (RCW) pertaining to driver licenses identification cards as now or hereafter amended are hereby adopted by reference as a part of this chapter in all respects as though such sections were set forth herein in full: RCW 46.20.021, 46.20.022, 46.20.025, 46.20.027, 46.20.031, 46.20.041, 46.20.045, 46.20.190, 46.20.220, 46.20.308, 46.20.336, 46.20.338, 46.20.342, 46.20.343, 46.20.344, 46.20.391, 46.20.394, 46.20.410, 46.20.420, 46.20.430, 46.20.435, 46.20.500, 46.20.510, 46.20.550, and 46.20.750.

NEW SECTION

WAC 308-330-309 RCW sections adopted—Uniform Commercial Driver's License Act. The following sections of the Revised Code of Washington (RCW) pertaining to the Uniform Commercial Driver's License Act as now or hereafter amended are hereby adopted by reference as a part of this chapter in all respects as though such sections were set forth herein in full: RCW 46.25.010, 46.25.020, 46.25.030, 46.25.040, 46.25.050, 46.25.110, 46.25.120, and 46.25.170.

NEW SECTION

WAC 308-330-310 RCW sections adopted—Financial responsibility. The following section of the Revised Code of Washington (RCW) pertaining to financial responsibility as now or hereafter amended is hereby adopted by reference as a part of this chapter in all respects as though such section were set forth herein in full: RCW 46.29.605.

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WAC 308-330-312 RCW sections adopted—Mandatory liability insurance. The following sections of the Revised Code of Washington (RCW) pertaining to mandatory liability insurance as now or hereafter amended are hereby adopted by reference as a part of this chapter in all respects as through such sections were set forth herein in full: RCW 46.30.010, 46.30.020, 46.30.030, and 46.30.040.

NEW SECTION

WAC 308-330-314 RCW sections adopted—Vehicle inspection. The following sections of the Revised Code of Washington (RCW) pertaining to vehicle inspection as now or hereafter amended are hereby adopted by reference as a part of this chapter in all respects as though such sections were set forth herein in full: RCW 46.32.060 and 46.32.070.

NEW SECTION

WAC 308-330-316 RCW sections adopted—Vehicle lighting and other equipment. The following sections of the Revised Code of Washington (RCW) pertaining to vehicle lighting and other equipment as now or hereafter amended are hereby adopted by reference as a part of this chapter in all respects as though such sections were set forth herein in full: RCW 46.37.010, 46.37.020, 46.37.030, 46.37.040, 46.37.050, 46.37.060, 46.37.070, 46.37.080, 46.37.090, 46.37.100, 46.37.110, 46.37.120, 46.37.130, 46.37.140, 46.37.150, 46.37.160, 46.37.170, 46.37.180, 46.37.184, 46.37.185, 46.37.186, 46.37.187, 46.37.188, 46.37.190, 46.37.193, 46.37.196, 46.37.200, 46.37.210, 46.37.215, 46.37.220, 46.37.230, 46.37.240, 46.37.260, 46.37.270, 46.37.280, 46.37.290, 46.37.300, 46.37.310, 46.37.340, 46.37.351, 46.37.360, 46.37.365, 46.37.369, 46.37.375, 46.37.380, 46.37.390, 46.37.400, 46.37.410, 46.37.420, 46.37.423, 46.37.424, 46.37.425, 46.37.430, 46.37.435, 46.37.440, 46.37.450, 46.37.460, 46.37.465, 46.37.467, 46,37.470, 46.37.480, 46.37.490, 46.37.500, 46.37.510, 46.37.513, 46.37.517, 46.37.520, 46.37.522, 46.37.523, 46.37.524, 46.37.525, 46.37.527, 46.37.528, 46.37.529, 46.37.530, 46.37.535, 46.37.537, 46.37.539, 46.37.540, 46.37.550, 46.37.560, 46.37.570, 46.37.590, 46.37.600, 46.37.610, and 46.37.620.

NEW SECTION

WAC 308-330-320 RCW sections adopted—Size, weight, load. The following sections of the Revised Code of Washington (RCW) pertaining to vehicle size, weight, and load as now or hereafter amended are hereby adopted by reference as a part of this chapter in all respects as though such sections were set forth herein in full: RCW 46.44.010, 46.44.015, 46.44.020, 46.44.030, 46.44.034, 46.44.036, 46.44.037, 46.44.041, 46.44.042, 46.44.047, 46.44.050, 46.44.060, 46.44.070, 46.44.090, 46.44.091, 46.44.092, 46.44.093, 46.44.095, 46.44.096, 46.44.105, 46.44.120, 46.44.130, 46.44.140, 46.44.170, 46.44.173, 46.44.175, and 46.44.180.

NEW SECTION

WAC 308-330-322 RCW sections adopted— Transportation of hazardous materials. The following section of the Revised Code of Washington (RCW) pertaining to transportation of hazardous materials as now or hereafter amended is hereby adopted by reference as a part of this chapter in all respects as though such section were set forth herein in full: RCW 46.48.170.

NEW SECTION

WAC 308-330-325 RCW sections adopted—Accidents, reports. The following sections of the Revised Code of Washington (RCW) pertaining to accidents and accident reports as now or hereafter amended are hereby adopted by reference as a part of this chapter in all respects as though such sections were set forth herein in full: RCW 46.52.010, 46.52.020, 46.52.030, 46.52.040, 46.52.070, 46.52.080, 46.52.088, 46.52.090, and 46.52.100.

NEW SECTION

WAC 308-330-327 RCW sections adopted—Hulk haulers and scrap processors. The following sections of the Revised Code of Washington (RCW) pertaining to hulk haulers and scrap processors as now or hereafter amended are hereby adopted by reference as a part of this chapter in all respects as though such sections were set forth herein in full: RCW 46.79.010 and 46.79.120.

NEW SECTION

WAC 308-330-329 RCW sections adopted—Rental car businesses. The following section of the Revised Code of Washington (RCW) pertaining to rental car businesses as now or hereafter amended is hereby adopted by reference as a part of this chapter in all respects as though such section were set forth herein in full: RCW 46.87.023.

NEW SECTION

WAC 308-330-330 RCW sections adopted—Motor vehicle wreckers. The following section of the Revised Code of Washington (RCW) pertaining to motor vehicle wreckers as now or hereafter amended is hereby adopted by reference as a part of this chapter in all respects as though such section were set forth herein in full: RCW 46.80.010.

NEW SECTION

WAC 308-330-360 Owner of record presumed liable for costs when vehicle abandoned—Exception. (1) The abandonment of any vehicle or automobile hulk shall constitute a prima facie presumption that the last owner of record is responsible for such abandonment and thus liable for any costs incurred in removing, storing, and disposing of any abandoned vehicle.

(2) A registered owner transferring a vehicle shall be relieved from personal liability under this section if within five days of the transfer he/she transmits to the department a seller's report of sale on a form prescribed by the director.

WAC 308-330-365 Contract with registered disposer to dispose of vehicles and hulks—Compliance required.
(1) The local authority may contract with any tow truck operator who is engaged in removing and storing of vehicles and who is registered as a registered disposer by the department for the purpose of disposing of certain automobile hulks, abandoned junk motor vehicles, and abandoned vehicles.

(2) Any registered disposer under contract to the local authority for the removing and storing of vehicles or hulks shall comply with the administrative regulations relative to the handling and disposing of vehicles or hulks as may be promulgated by the local authority or the director.

NEW SECTION

WAC 308-330-370 Stolen and abandoned vehicles—Reports of—Recovery, report required, penalty—Disposition. It shall be the duty of the chief of police to report immediately to the chief of the Washington state patrol all motor vehicles reported to them as stolen or recovered, upon forms to be provided by the chief of the Washington state patrol.

In the event that any motor vehicle reported as stolen has been recovered, failure of the person so reporting the same as stolen to report the recovery thereof to the chief of police to whom such motor vehicle was reported as stolen is a traffic infraction.

It shall be the duty of the chief of police to report to the chief of the Washington state patrol all vehicles or automobile hulks found abandoned on a highway or at any other place and the same shall, at the direction of a law enforcement officer, be placed in the custody of a registered disposer.

NEW SECTION

WAC 308-330-375 Disposition of abandoned junk motor vehicles. (1) Notwithstanding any other provision of law, the chief of police on his/her own volition, or upon request from a private person having the right to possession of property upon which an abandoned junk motor vehicle has been left, shall inspect and may authorize the disposal of an abandoned junk motor vehicle. The chief of police shall record the make of such vehicle, the serial number if available, and shall also detail the damaged or missing equipment to substantiate a fair market value as scrap only. He/she shall prepare in duplicate for each such abandoned junk motor vehicle as an authorization to dispose on a form provided by the director. He/she shall issue the original copy of such authorization to dispose to any licensed hulk hauler, motor vehicle wrecker, or scrap processor for the purpose of acquiring an abandoned junk motor vehicle: Provided, That such acquisition is for the purpose of ultimate transfer to and demolition by a licensed scrap processor.

(2) Any moneys arising from the disposal of abandoned junk motor vehicles shall be deposited in the county general fund.

NEW SECTION

WAC 308-330-400 Provisions of chapter refer to vehicles upon highway—Exception. The provisions of this chapter relating to the operation of vehicles refer exclusively to the operation of vehicles upon highways except:

- (1) Where a different place is specifically referred to in a given section;
- (2) The provisions of RCW 46.52.010, 46.52.020, 46.52.030, 46.52.070, 46.52.080, 46.52.090, and 46.61.500 through 46.61.515 shall apply upon highways and elsewhere throughout the jurisdiction of the local authority.

NEW SECTION

WAC 308-330-403 Required obedience to traffic ordinance. It is unlawful for any person to do any act forbidden or fail to perform any act required by this chapter.

NEW SECTION

WAC 308-330-406 RCW sections adopted—Abandoned, unauthorized, and junk vehicle tow truck operators. The following sections of the Revised Code of Washington (RCW) pertaining to abandoned, unauthorized, and junk vehicle tow truck operators as now or hereafter amended are hereby adopted by reference as a part of this chapter in all respects as though such sections were set forth herein in full: RCW 46.55.010, 46.55.020, 46.55.030, 46.55.035, 46.55.037, 46.55.040, 46.55.050, 46.55.060, 46.55.063, 46.55.070, 46.55.080, 46.55.085, 46.55.090, 46.55.100, 46.55.105, 46.55.110, 46.55.113, 46.55.120, 46.55.130, 46.55.140, 46.55.150, 46.55.160, 46.55.170, 46.55.230, 46.55.240, and 46.55.910.

NEW SECTION

WAC 308-330-408 RCW sections adopted—Traffic laws, signs, signals, markings. The following sections of the Revised Code of Washington (RCW) pertaining to obedience to and effect of traffic laws, traffic signs, signals and markings as now or hereafter amended are hereby adopted by reference as a part of this chapter in all respects as though such sections were set forth herein in full: RCW 46.61.005, 46.61.015, 46.61.020, 46.61.021, 46.61.022, 46.61.024, 46.61.025, 46.61.030, 46.61.035, 46.61.050, 46.61.055, 46.61.060, 46.61.065, 46.61.070, 46.61.072, 46.61.075, 46.61.080, 46.61.085, and 46.61.220.

NEW SECTION

WAC 308-330-409 Traffic control devices required—Stopping, standing, and parking. No prohibition, regulation, or limitation relating to stopping, standing, or parking imposed under this chapter or any ordinance of the local authority for which traffic control devices are required shall be effective unless official traffic control devices are erected and in place at the time of any alleged offense.

NEW SECTION

WAC 308-330-412 Crossing new pavement and markings. No person shall ride or drive any animal, bicycle, or vehicle, across any newly made pavement or

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freshly applied markings on any highway when a sign, cone marker, or other warning device is in place warning persons not to drive across such pavement or marking.

NEW SECTION

WAC 308-330-415 RCW sections adopted—Right of way. The following sections of the Revised Code of Washington (RCW) pertaining to vehicles and pedestrians use of roadways, right of way, rights and duties as now or hereafter amended are hereby adopted by reference as a part of this chapter in all respects as though such sections were set forth herein in full: RCW 46.61.100, 46.61.105, 46.61.110, 46.61.115, 46.61.120, 46.61.125, 46.61.130, 46.61.135, 46.61.140, 46.61.145, 46.61.150, 46.61.155, 46.61.160, 46.61.180, 46.61.185, 46.61.190, 46.61.195, 46.61.200, 46.61.202, 46.61.205, 46.61.210, 46.61.215, 46.61.230, 46.61.235, 46.61.240, 46.61.245, 46.61.250, 46.61.255, 46.61.260, 46.61.261, 46.61.264, 46.61.266, and 46.61.269.

NEW SECTION

WAC 308-330-418 Prohibited crossing. No pedestrian shall cross a roadway except an alley other than in a crosswalk in any business district.

NEW SECTION

WAC 308-330-421 RCW sections adopted—Starting and stopping. The following sections of the Revised Code of Washington (RCW) pertaining to turning, starting, signals on stopping and turning, and special stops as now or hereafter amended are hereby adopted by reference as a part of this chapter in all respects as though such sections were set forth herein in full: RCW 46.61.290, 46.61.295, 46.61.300, 46.61.305, 46.61.310, 46.61.315, 46.61.340, 46.61.345, 46.61.350, 46.61.355, 46.61.365, 46.61.370, 46.61.371, 46.61.372, 46.61.375, and 46.61.385.

NEW SECTION

WAC 308-330-423 RCW sections adopted—Speed restrictions. The following sections of the Revised Code of Washington (RCW) pertaining to speed restrictions as now or hereafter amended are hereby adopted by reference as a part of this chapter in all respects as though such sections were set forth herein in full: RCW 46.61.400, 46.61.415, 46.61.425, 46.61.427, 46.61.428, 46.61.435, 46.61.440, 46.61.445, 46.61.450, 46.61.455, 46.61.460, 46.61.465, 46.61.470, and 46.61.475.

NEW SECTION

WAC 308-330-425 RCW sections adopted—Reckless driving, vehicular homicide and assault. The following sections of the Revised Code of Washington (RCW) pertaining to reckless driving, driving while under the influence of intoxicating liquor or any drug, vehicular homicide and assault as now or hereafter amended are hereby adopted by reference as a part of this chapter in all respects as though such sections were set forth herein in full: RCW 46.61.500, 46.61.502, 46.61.504, 46.61.506, 46.61.515, 46.61.517,

46.61.519, 46.61.5191, 46.61.5195, 46.61.525, 46.61.530, 46.61.535, and 46.61.540.

NEW SECTION

WAC 308-330-430 Obedience to angle-parking signs or markings. Upon those highways which have been signed or marked for angle-parking, no person shall park or stand a vehicle other than at the angle to the curb or edge of the roadway indicated by such signs or markings.

NEW SECTION

WAC 308-330-433 Parking not to obstruct traffic.

(1) No person shall park a vehicle upon a highway in such a manner or under such conditions as to leave available less than ten feet of the width of the roadway for free movement of vehicular traffic.

(2) No person shall stop, stand, or park a vehicle within an alley in such position as to block the driveway entrance to any abutting property.

NEW SECTION

WAC 308-330-436 Parking for certain purposes unlawful. (1) No person shall park any vehicle upon any highway for the principle of:

- (a) Displaying advertising;
- (b) Displaying such vehicle for sale;
- (c) Selling merchandise from such vehicle, except when authorized.
- (2) No person shall park any vehicle upon any roadway for the principle purpose of washing, greasing, or repairing such vehicle except repairs necessitated by an emergency.

NEW SECTION

WAC 308-330-439 Standing in passenger loading zone. No person shall stop, stand, or park a vehicle for any purpose or period of time other than for the expeditious loading or unloading of passengers in any place marked as a passenger loading zone during hours when the regulations applicable to the loading zone are effective, and then only for a period not to exceed three minutes.

NEW SECTION

WAC 308-330-442 Standing in loading zone. (1) No person shall stop, stand, or park a vehicle for any purpose or period of time other than for the expeditious unloading and delivery or pickup and loading of property in any place marked as a loading zone during hours when the provisions applicable to such zone are in effect. In no case shall the stop for loading and unloading of property exceed thirty minutes.

(2) The driver of a vehicle may stop temporarily at a loading zone for the purpose of and while actually engaged in loading or unloading passengers when such stopping does not interfere with any vehicle which is waiting to enter or about to enter such zone to load or unload property.

WAC 308-330-445 Standing in a tow-away zone. No person shall stop, stand, or park a vehicle in a place marked as a tow-away zone during hours when the provisions applicable to such zone are in effect.

NEW SECTION

WAC 308-330-448 Violating permits for loading or unloading at an angle to the curb. It shall be unlawful for any permittee or other person to violate any of the special terms or conditions of any permit issued by the traffic engineer for the backing of a vehicle to the curb for the purpose of loading or unloading property.

NEW SECTION

WAC 308-330-451 Standing or parking on one-way roadways. In the event a highway includes two or more separate roadways, no person shall stand or park a vehicle upon the left-hand side of such one-way roadway unless signs are erected to permit such standing or parking.

NEW SECTION

WAC 308-330-454 Stopping, standing, and parking of buses and taxicabs regulated. (1) The operator of a bus shall not stand or park such vehicle upon any highway at any place other than a designated bus stop. This provision shall not prevent the operator of a bus from temporarily stopping in accordance with other stopping, standing, or parking regulations at any place for the purpose of and while actually engaged in the expeditious loading or unloading of passengers or their baggage.

- (2) The operator of a bus shall enter a bus stop or passenger loading zone on a highway in such a manner that the bus when stopped to load or unload passengers or baggage shall be in a position with the right front wheel of such vehicle not farther than eighteen inches from the curb and the bus approximately parallel to the curb so as not to unduly impede the movement of other vehicular traffic.
- (3) The operator of a taxicab shall not stand or park such vehicle upon any highway at any place other than in a designated taxicab stand. This provision shall not prevent the operator of a taxicab from temporarily stopping in accordance with other stopping, standing, or parking regulations at any place for the purpose of and while actually engaged in the expeditious loading or unloading of passengers.

NEW SECTION

WAC 308-330-457 Restricted use of bus stops and taxicab stands. No person shall stop, stand, or park a vehicle other than a bus in a bus stop, or other than a taxicab in a taxicab stand when any such stop or stand has been officially designated and appropriately signed, except the driver of a passenger vehicle may temporarily stop there for the purpose of, or while actually engaged in, loading or unloading passengers when such stopping does not interfere with any bus, or taxicab waiting to enter or about to enter such stop or stand.

NEW SECTION

WAC 308-330-460 Right of way for parking. The driver of any vehicle who first begins driving or maneuvering his/her vehicle into a vacant parking space shall have a prior right of way to park in such place, and it shall be unlawful for another driver to attempt to deprive him/her thereof by blocking his/her access or otherwise. For the purpose of establishing right of way in this section it shall be considered proper to back into any but a front-in angle parking space.

NEW SECTION

WAC 308-330-462 RCW sections adopted—Stopping, standing, and parking. The following sections of the Revised Code of Washington (RCW) pertaining to vehicle stopping, standing, and parking as now or hereafter amended are hereby adopted by reference as a part of this chapter in all respects as though such sections were set forth herein in full: RCW 46.61.560, 46.61.570, 46.61.575, 46.61.581, 46.61.582, 46.61.583, and 46.61.590.

NEW SECTION

WAC 308-330-464 RCW sections adopted— Operation and restrictions. The following sections of the Revised Code of Washington (RCW) pertaining to the operation of vehicles and the restriction of certain acts and practices of vehicle operators and passengers as now or hereafter amended are hereby adopted by reference as a part of this chapter in all respects as though such sections were set forth herein in full: RCW 46.61.600, 46.61.605, 46.61.606, 46.61.608, 46.61.610, 46.61.611, 46.61.612, 46.61.614, 46.61.615, 46.61.620, 46.61.625, 46.61.630, 46.61.635, 46.61.640, 46.61.645, 46.61.655, 46.61.660, 46.61.665, 46.61.670, 46.61.675, 46.61.680, 46.61.685, 46.61.687, 46.61.688, 46.61.690, 46.61.700, 46.61.710, 46.61.720, and 46.61.730.

NEW SECTION

WAC 308-330-466 Funeral processions. (1) A funeral procession shall proceed to the place of interment by the most direct route which is both legal and practicable.

- (2) A funeral procession shall be accompanied by adequate escort vehicles for traffic control purposes as determined by the chief of police.
- (3) All motor vehicles in a funeral procession shall be identified by having their headlights turned on or by such other method as may be determined and designated by the chief of police.
- (4) All motor vehicles in a funeral procession shall be operated as near to the right-hand edge of the roadway as is practicable and shall follow the vehicle ahead as close as is practicable and safe.

NEW SECTION

WAC 308-330-469 When permits required for parades and processions. With the exception of funeral processions and parades of the armed forces of the United States, the military forces of this state, and the forces of the police and fire departments, no processions or parades shall

be conducted on the highways within the jurisdiction of the local authority except in accordance with a permit issued by the chief of police and such other regulations as are set forth in this chapter which may be applicable.

NEW SECTION

WAC 308-330-472 Interfering with processions. (1) No person shall unreasonably interfere with a procession.

(2) No person shall operate a vehicle that is not part of a procession between the vehicles of the procession. This provision shall not apply at intersections where traffic is controlled by traffic control devices unless a police officer is present at such intersections to direct traffic so as to preserve the continuity of the procession.

NEW SECTION

WAC 308-330-475 Boarding or alighting from vehicles. No person shall board or alight from any vehicle while such vehicle is in motion.

NEW SECTION

WAC 308-330-478 Unlawful riding. No person shall ride upon any portion of a vehicle not designed or intended for the use of passengers. This provision shall not apply to an employee engaged in the necessary discharge of a duty, or to persons riding within truck bodies in space intended for merchandise.

NEW SECTION

WAC 308-330-481 RCW sections adopted—Operation of nonmotorized vehicles. The following sections of the Revised Code of Washington (RCW) pertaining to the operation of nonmotorized vehicles as now or hereafter amended are hereby adopted by reference as a part of this chapter in all respects as though such sections were set forth herein in full: RCW 46.61.750, 46.61.755, 46.61.758, 46.61.760, 46.61.765, 46.61.770, 46.61.775, and 46.61.780.

NEW SECTION

WAC 308-330-500 Bicycle license required. No person who resides within the jurisdiction of the local authority shall ride or propel a bicycle on any highway or upon any public path set aside for the exclusive use of bicycles unless such bicycle has been licensed and a license plate or decal is attached thereto as provided in WAC 308-330-500 through 308-330-540.

NEW SECTION

WAC 308-330-505 Bicycle license application. Application for a bicycle license and license plate or decal shall be made upon a form provided by and to the chief of police. An annual license fee as prescribed by the local authority shall be paid to the local authority before each license or renewal thereof is granted. Duplicate license plates or decals may be supplied for the same cost as the original plate or decal in the event of loss of the plate or decal.

NEW SECTION

WAC 308-330-510 Issuance of bicycle license. (1) The chief of police upon receiving proper application therefor is authorized to issue a bicycle license which shall be effective for one calendar year.

(2) The chief of police shall not issue a license for any bicycle when he/she knows or has reasonable grounds to believe that the applicant is not the owner of, or entitled to the possession of, such bicycle.

(3) The chief of police shall keep a record of the number of each license, the date issued, the name and address of the person to whom issued, and a record of all bicycle license fees collected by him.

NEW SECTION

WAC 308-330-515 Attachment of bicycle license plate or decal. (1) The chief of police, upon issuing a bicycle license, shall also issue a license plate or decal bearing the license number assigned to the bicycle, and the name of the local authority.

(2) Such license plate or decal shall be firmly attached to the rear mudguard or frame of the bicycle for which issued in such position as to be plainly visible from the rear.

(3) No person shall remove a license plate or decal from a bicycle during the period for which issued except upon a transfer of ownership or in the event the bicycle is dismantled and no longer operated upon any highway within the jurisdiction of the local authority.

NEW SECTION

WAC 308-330-520 Inspection of bicycles. The chief of police, or an officer assigned such responsibility, may inspect each bicycle before licensing the same and may refuse a license for any bicycle which he/she determines is in unsafe mechanical condition.

NEW SECTION

WAC 308-330-525 Renewal of bicycle license. Upon the expiration of any bicycle license, the same may be renewed upon application and payment of the same fee as upon an original application.

NEW SECTION

WAC 308-330-530 Bicycle transfer of ownership. Upon the sale or other transfer of a licensed bicycle, the licensee shall remove the license plate or decal and shall either surrender the same to the chief of police or may upon proper application, but without payment of additional fee, have such plate or decal assigned to another bicycle owned by the applicant.

NEW SECTION

WAC 308-330-535 Bicycle rental agencies. A rental agency shall not rent or offer any bicycle for rent unless the bicycle is licensed and a license plate or decal is attached thereto as provided herein and such bicycle is equipped with the equipment required by RCW 46.61.780.

WAC 308-330-540 Bicycle dealers. Every person engaged in the business of buying or selling new or second-hand bicycles shall make a report to the chief of police of every bicycle purchased or sold by such dealer, giving the name and address of the person from whom purchased or to whom sold, a description of such bicycle by name or make, the frame number thereof, and number of license plate or decal, if any, found thereon.

NEW SECTION

WAC 308-330-545 Bicycles—Obedience to traffic control devices. (1) Any person operating a bicycle shall obey the instructions of official traffic control devices applicable to vehicles, unless otherwise directed by a police officer.

(2) Whenever authorized signs are erected indicating that no right or left or U-turn is permitted, no person operating a bicycle shall disobey the directions of any such sign, except where such person dismounts from the bicycle at the right-hand curb or as close as is practicable to the right edge of the right-hand shoulder to make any such turn, in which event such person shall then obey the regulations applicable to pedestrians.

NEW SECTION

WAC 308-330-550 Bicycles—Parking. No person shall park a bicycle upon a highway other than:

- (1) Off the roadway except in designated areas;
- (2) Upon the sidewalk in a rack to support the bicycle;
- (3) Against a building; or
- (4) In such manner as to afford the least obstruction to pedestrian traffic.

NEW SECTION

WAC 308-330-555 Bicycles—Riding on sidewalks.

No person shall ride a bicycle upon a sidewalk in a

- (1) No person shall ride a bicycle upon a sidewalk in a business district.
- (2) A person may ride a bicycle on any other sidewalk or any roadway unless restricted or prohibited by traffic control devices.
- (3) Whenever any person is riding a bicycle upon a sidewalk, such person shall yield the right of way to any pedestrian.

NEW SECTION

WAC 308-330-560 Bicycles—Penalties. Violation of any provision of WAC 308-330-500 through 308-330-540 is a traffic infraction.

NEW SECTION

WAC 308-330-565 Unclaimed bicycles. All unclaimed bicycles in the custody of the police department shall be disposed of as provided in chapter 63.32 RCW.

NEW SECTION

WAC 308-330-600 Parking meter spaces. No person shall park a vehicle in any designated parking meter space during the restricted or regulated time applicable to the parking meter zone in which such meter is located so that any part of such vehicle occupies more than one such space or protrudes beyond the markings designating such space, except that a vehicle which is of a size too large to be parked within a single designated parking meter space shall be permitted to occupy two adjoining parking meter spaces when coins shall have been deposited in the parking meter for each space so occupied as is required for the parking of other vehicles in such spaces.

NEW SECTION

WAC 308-330-610 Parking meters—Deposit of coins and time limits. (1) No person shall park a vehicle in any parking meter space alongside of and next to which a parking meter has been installed during the restricted and regulated time applicable to the parking meter zone in which such meter is located unless a United States coin or coins of the appropriate denomination as indicated on the parking meter shall have been deposited therein, or shall have been previously deposited therein for an unexpired interval of time, and said meter has been placed in operation.

- (2) No person shall permit a vehicle within his/her control to be parked in any parking meter space during the restricted and regulated time applicable to the parking meter zone in which such meter is located while the parking meter for such space indicates by signal that the lawful parking time in such space has expired. This provision shall not apply to the act of parking or the necessary time which is required to deposit immediately thereafter a coin or coins in such meter.
- (3) No person shall park a vehicle in any parking meter space for a consecutive period of time longer than that limited period of time for which parking is lawfully permitted in the parking meter zone in which such meter is located, irrespective of the number or amounts of the coins deposited in such meter.
- (4) The provisions of this section shall not relieve any person from the duty to observe other and more restrictive provisions of this chapter prohibiting or limiting the stopping, standing, or parking of vehicles in specified places or at specified times.

NEW SECTION

WAC 308-330-620 Parking meters—Use of slugs prohibited. No person shall deposit or attempt to deposit in any parking meter any bent coin, slug, button, or any other device or substance as substitutes for United States coins.

NEW SECTION

WAC 308-330-630 Tampering with parking meter. No person shall deface, injure, tamper with, open, or wilfully break, destroy, or impair the usefulness of any parking meter.

WAC 308-330-640 Parking meters—Rule of evidence. The parking or standing of any motor vehicle in a parking space, at which space the parking meter displays the sign or signal indicating illegal parking, shall constitute a prima facie presumption that the vehicle has been parked or allowed to stand in such space for a period longer than permitted by this chapter.

NEW SECTION

WAC 308-330-650 Parking meters—Application of proceeds. (1) The coins required to be deposited in parking meters are levied and assessed as fees to cover the regulation and control of parking upon highways, the costs of parking meters, their installation, inspection, supervision, operation, repair, and maintenance, control and use of parking spaces, and regulating the parking of vehicles in parking meter zones; and the costs of acquiring, establishing, improving, maintaining, and operating public off-street parking facilities.

- (2) The coins deposited in parking meters shall be collected by the duly authorized agents of the local authority and shall be deposited by them as directed by the local authority.
- (3) The local authority shall pay from the moneys collected from parking meters the costs for any parking meters purchased and installed as provided herein, and expenses incurred for their installation, inspection, service, supervision, repair, and maintenance, for making collections from such parking meters, and for the enforcement of provisions herein applicable to parking meter zones. The net proceeds derived from the operation of parking meters after the payment of such costs and expenses, may be used for parking studies and for the acquisition, establishment, improvement, maintenance, and operation of public off-street parking facilities.

NEW SECTION

WAC 308-330-660 Service parking. The chief of police is authorized to issue a permit for service parking upon payment of the fee prescribed by the local authority and upon the following conditions:

- (1) Application shall be made to the chief of police on such forms as the chief of police shall prescribe. The applicant shall set forth the applicant's business and the necessity for such permit. The chief of police shall investigate the facts as necessary.
- (2) If it appears that a necessity exists, the chief of police may authorize the issuance of such permit under the conditions prescribed in this section.
- (3) Upon issuance of the permit, the permittee shall be issued a hood to use in covering any parking meter. As many hoods may be issued upon payment of the prescribed fee as the chief of police deems necessary or convenient for the applicant. The hood shall be provided with a padlock, tow keys, and an identification card attached with a blank space thereon.
- (4) Upon entering any parking meter space available, the permittee shall place the hood over the parking meter and lock the same and shall indicate in such blank space the exact place where the service work is being rendered.

- (5) The permittee shall not place the hood over any meter when the space is occupied by another vehicle, and shall before vacating the space at the conclusion of the work remove the hood. The hood shall not be allowed to remain in place for over one hour when the space is not occupied by an authorized vehicle, nor shall it be allowed to remain in place after 6:00 p.m. on any weekday or on any Sunday or holiday. It shall not be used during hours when parking or stopping in the parking meter space is prohibited. No vehicle licensed as a passenger car shall be parked in the space covered by the hooded parking meter.
- (6) The chief of police may revoke any permit if the service parking hood is used for any purpose other than that authorized in this section or for any violation of this chapter. Upon revocation, the hood shall immediately be returned to the police department and all fees paid shall be forfeited. Police officers finding such hood in use shall investigate the use being made thereof, and if it is found in violation of this section shall report the facts to the chief of police.
- (7) Any permit issued under this section shall, unless revoked, be valid for a period of one year.
- (8) The permittee shall also pay a deposit in an amount prescribed by the local authority at the time of issuance of the hood, padlock, and keys, which shall remain the property of the local authority. In case a hood, a padlock, or key becomes lost or destroyed or so defaced that it is no longer usable, the permittee shall forfeit deposit.

NEW SECTION

WAC 308-330-700 RCW sections adopted—Disposition of traffic infractions. The following sections of the Revised Code of Washington (RCW) pertaining to the disposition of traffic infractions as now or hereafter amended are hereby adopted by such reference as a part of this chapter in all respects as though such sections were set forth herein in full: RCW 46.63.010, 46.63.020, 46.63.030, 46.63.040, 46.63.060, 46.63.070, 46.63.080, 46.63.090, 46.63.100, 46.63.110, 46.63.120, 46.63.130, 46.63.140, and 46.63.151.

NEW SECTION

WAC 308-330-705 RCW sections adopted—Enforcement. The following sections of the Revised Code of Washington (RCW) pertaining to traffic enforcement agencies as now or hereafter amended are hereby adopted by reference as a part of this chapter in all respects as though such sections were set forth herein in full: RCW 46.64.010, 46.64.015, 46.64.025, 46.64.030, 46.64.035, 46.64.048, and 46.64.050.

NEW SECTION

WAC 308-330-710 Penalties. Unless another penalty is expressly provided by law, any person found to have committed an act designated a traffic infraction under the provisions of these rules shall be punished by a penalty of not more than two hundred fifty dollars.

Proposed [82]

WAC 308-330-720 Citation on illegally parked vehicle. Whenever any motor vehicle without driver is found parked, standing, or stopped in violation of this chapter, the officer finding such vehicle shall take its registration number and may take any other information displayed on the vehicle which may identify its user, and shall conspicuously affix to such vehicle a traffic citation.

NEW SECTION

WAC 308-330-730 Failure to comply with traffic citation attached to parked vehicle. If a violator of any provision of this chapter on stopping, standing, or parking does not appear in response to a traffic citation affixed to such motor vehicle within a period of five days, the clerk of the traffic court shall send to the owner of the motor vehicle to which the traffic citation was affixed a letter informing him/her of the violation and warning him/her that in the event such letter is disregarded for a period of five days, a warrant of arrest will be issued.

NEW SECTION

WAC 308-330-740 Presumption in reference to illegal parking. (1) In any prosecution charging a violation of any law or regulation governing the stopping, standing, or parking of a vehicle, proof that the particular vehicle described in the complaint was stopping, standing, or parking in violation of any such law or regulation, together with proof that the defendant named in the complaint was at the time of such violation, the registered owner of such vehicle, shall constitute in evidence a prima facie presumption that the registered owner of such vehicle was the person who parked or placed such vehicle at the point where, and for the time during which, such violation occurred.

(2) The foregoing stated presumption shall apply only when the procedure as prescribed in WAC 308-330-720 and 308-330-730 has been followed.

NEW SECTION

WAC 308-330-800 RCW sections adopted—Traffic control devices. The following sections of the Revised Code of Washington (RCW) pertaining to traffic control devices as now or hereafter amended are hereby adopted by reference as a part of this chapter in all respects as though such sections were set forth herein in full: RCW 47.36.060, 47.36.110, 47.36.180, 47.36.200, and 47.36.220.

NEW SECTION

WAC 308-330-810 RCW sections adopted—Limited access facilities. The following sections of the Revised Code of Washington (RCW) pertaining to limited access facilities as now or hereafter amended are hereby adopted by reference as a part of this chapter in all respects as though such sections were set forth herein in full: RCW 47.52.010, 47.52.011, 47.52.040, 47.52.110, and 47.52.120.

NEW SECTION

WAC 308-330-815 RCW sections adopted—Alcoholic beverage control. The following sections of the Revised Code of Washington (RCW) pertaining to drinking in public conveyance as now or hereafter amended are hereby adopted by reference as a part of this chapter in all respects as though such sections were set forth herein in full: RCW 66.44.240 and 66.44.250.

NEW SECTION

WAC 308-330-820 RCW sections adopted—Guide and service dogs. The following sections of the Revised Code of Washington (RCW) pertaining to guide and service dogs as now or hereafter amended are hereby adopted by reference as a part of this chapter in all respects as though such sections were set forth herein in full: RCW 70.84.020, 70.84.021, and 70.84.040.

NEW SECTION

WAC 308-330-825 RCW sections adopted—Littering. The following section of the Revised Code of Washington (RCW) pertaining to littering as now or hereafter amended is hereby adopted by reference as a part of this chapter in all respects as though such section were set forth herein in full: RCW 70.93.060.

NEW SECTION

WAC 308-330-910 Uniformity of interpretation. This chapter shall be so interpreted and construed as to effectuate its general purpose to make uniform the laws of those local authorities which enact it.

WSR 93-20-087 PROPOSED RULES LIOUOR CONTROL BOARD

[Filed October 5, 1993, 9:10 a.m.]

Original Notice.

Title of Rule: WAC 314-24-190 Wine wholesale price posting and 314-24-200 Wine suppliers' price filings.

Purpose: These two WACs together regulate wine price postings at the supplier and wholesaler levels. Specifications as to when filings are to be made and in what manner they will be made are explained.

Statutory Authority for Adoption: RCW 66.08.030.

Summary: The proposed language requires five days advanced notice for price postings to become effective for a 30-day period. Existing language requires postings on a date specific and the proposed language would provide for prices to change whenever a five day notification and posting is made with the board.

Reasons Supporting Proposal: Simplifies the requirement for price postings and allows for more convenient changes to be made either by the supplier or the wholesaler.

Name of Agency Personnel Responsible for Drafting: Jan Britt, 1025 East Union, Olympia, WA, 586-6701; Implementation: Chuck Dalrymple, 1025 East Union, Olympia, WA, 753-6259; and Enforcement: Gary Gilbert, 1025 East Union, Olympia, WA, 586-3052.

Name of Proponent: Washington State Liquor Control Board, governmental.

Rule is not necessitated by federal law, federal or state court decision.

Explanation of Rule, its Purpose, and Anticipated Effects: The rules apply to requirements that prices be posted by suppliers and wholesalers of wine. Prices must be posted with the board. The amendatory language would take the current schedule of a specific date each month and provide for price postings to be made whenever suppliers or wholesalers wanted so long as the prices were posted five days before they were to become effective. The posted prices would then be in effect for 30 days or until such time as when they are changed with another posting at least five days before the new prices go into effect. This change will be easier for suppliers and wholesalers to change prices with five days' notice rather than once each month.

Proposal Changes the Following Existing Rules: A five day prior notification is required before prices could be changed rather than a specific day of each month as is currently required.

No small business economic impact statement is required for this proposal by chapter 19.85 RCW.

The proposed change should be favorable to small business in that it eliminates mandatory paperwork on a regular basis and allows for changes to be made only when prices are going to change.

Hearing Location: Washington State Liquor Control Board, 1025 East Union, Fifth Floor Board Room, Capital Plaza Building, Olympia, WA, on November 10, 1993, at 9:30 a.m.

Submit Written Comments to: M. Carter Mitchell, Information Office, 1025 East Union, P.O. Box 43080, Olympia, WA 98504-3080, FAX (206) 753-2710, by November 9, 1993.

Date of Intended Adoption: November 10, 1993.

October 5, 1993 Jack Rabourn Board Member

AMENDATORY SECTION (Amending Order 222, Resolution No. 231, filed 7/22/87)

WAC 314-24-190 Wine wholesale price posting. (1) Every wine wholesaler shall file with the board at its office in Olympia a wine price posting, showing the wholesale prices at which any and all brands of wine offered for sale by such wine wholesaler shall be sold to retailers within the state.

(2) All price postings must be received by the board not later than ((the tenth day of the month,)) five days prior to becoming effective for thirty days and if approved will become effective ((on the first day of the calendar month following the date of such filing. An additional period, not to exceed five days will be allowed for revision of such posting to correct errors, omissions, or to meet competitive prices filed during the current posting period, but a revised posting must be on file at the board office by not later than the fifteenth day of the month in order to become effective on the first day of the next calendar month: Provided, That

the board may in individual cases, for good cause shown, extend the date on which the filings required by the rules are to be received by the board)). At the end of the thirty-day period the prices may remain in effect or be changed with a prior five-day notice.

When any price posting to be filed with the board under the provisions of this rule has been deposited in the United States mail addressed to the board, it shall be deemed filed or received on the date shown by the post office cancellation mark on the envelope containing it or on the date it was mailed if proof satisfactory to the board establishes that the actual mailing occurred on an earlier date.

- (3) Filing date exception—Whenever the ((tenth day of any month)) posting day falls on Saturday, Sunday or a legal holiday, an original price posting may be filed not later than the close of business the next business day.
- (4) In the event that a wine wholesaler determines to make no changes in any items or prices listed in the last filed and approved schedule, such prices listed in the schedule previously filed and in effect, shall remain in effect for each succeeding ((ealendar month)) thirty-day period until a revised or amended schedule is filed and approved, as provided herein.

Provision for filing of temporary price reductions—In the event a wine wholesaler elects to file postings listing selected items on which prices are temporarily reduced for a period of ((one calendar month)) thirty-day period only such filing shall be made on special forms provided for such purpose and clearly reflect all items, the selling price thereof, and the month for which the price reductions will be in effect. At the expiration of the ((month)) thirty days during which such reductions were effective the special filing will become void and the last regularly filed and effective price schedule shall again become effective until subsequently amended pursuant to regular filing dates.

- (5) Postings shall be submitted upon forms prescribed and furnished by the board, or a reasonable facsimile thereof, and shall set forth:
- (a) All brands, types and sizes of packages or containers of wine offered for sale in this state by such wine wholesaler, which packages or containers shall be limited to the sizes permitted in WAC 314-24-080.
- (b) The wholesale prices thereof within the state, which prices shall include the state wine tax plus surcharge of \$0.2192 cents per liter imposed under RCW 66.24.210 and 82.02.030.
- (6) No wine wholesaler shall sell or offer for sale any package or container of wine at a price differing from the price of such item as shown in the price posting then in effect.
- (7) Quantity discounts are prohibited. No price shall be posted which is below acquisition cost plus ten percent of acquisition cost.
- (8) Wholesale prices on a "close-out" item shall be accepted by the board when the item to be discontinued has been listed on the state market for a period of at least six months, and upon the further condition that the wholesaler who posts such a "close-out" price shall not restock the item for a period of one year following the first effective date of such "close-out" price.
- (9) If an existing written contract or memorandum of oral agreement between a domestic winery, certificate of

approval holder, wine importer, or wine wholesaler and a wine wholesaler, as filed in accordance with WAC 314-24-200, is terminated by either party, and a new written contract or memorandum of oral agreement is made by such a supplier with another wine wholesaler in the affected trade area, the board, after receiving such new written contract or memorandum of oral agreement, and a corresponding wholesale price posting from the newly designated wine wholesaler, may put such filings into effect immediately: *Provided*, That prices and other conditions of any such filings which are in effect at the time of such termination shall not be changed prior to the next applicable filing period.

- (10) When a new wine wholesaler's license is issued for the first time by the board, the holder thereof may file an initial price schedule and request that such posting be placed into effect immediately. The board may grant such approval, providing that such posting is in compliance with all other applicable regulatory requirements, and that contracts and memoranda are on file, in accordance with WAC 314-24-200.
- (11) The board may reject any price posting or portion thereof which it deems to be in violation of this or any other regulation or which would tend to disrupt the orderly sale and distribution of wine. Whenever the board shall reject any posting the licensee submitting said posting may be heard by the board and shall have the burden of showing that the posting is not in violation of regulation and/or does not tend to disrupt the orderly sale and distribution of wine. Thereupon if said posting is accepted it shall become effective at a time fixed by the board. If said posting or portion thereof is rejected the last effective posting shall remain in effect until such time as an amended posting is filed and approved in accordance with the provisions of this regulation.
- (12) Any wine wholesaler or employee authorized by his wholesaler-employer may sell wine at the wholesaler's posted prices to any Class C, F, H, or J licensee upon presentation to such wholesaler or employee at the time of purchase of a special permit issued by the board to such licensee.
- (a) Every Class C, F, H, or J licensee, upon purchasing any wine from a wholesaler, shall immediately cause such wine to be delivered to his licensed premises, and he shall not thereafter permit such wine to be disposed of in any manner except as authorized by his license.
- (b) Wine sold as provided herein shall be delivered by such wholesaler or his authorized employee either to such retailer's licensed premises or directly to such retailer at the wholesaler's licensed premises: *Provided, however*, That a wholesaler's prices to retail licensees shall be the same at both places of delivery.
- (13) All price postings filed as required by this regulation shall at all times be open to inspection to all trade buyers within the state of Washington and shall not in any sense be considered confidential.

AMENDATORY SECTION (Amending Order 222, Resolution No. 231, filed 7/22/87)

WAC 314-24-200 Wine suppliers' price filings, contracts and memoranda. (1) Every domestic winery shall file with the board at its office in Olympia a copy of every written contract and a memorandum of every oral agreement which such winery may have with any wine wholesaler, which contracts or memoranda shall contain a schedule of the prices charged to wholesalers for all items. Requirements for including or omitting from such prices the wine tax plus surcharge of \$0.2192 cents per liter, imposed under RCW 66.24.210 and 82.02.030, are set forth in subsection (8) of this section. Contracts and memoranda required to be filed under this subsection must list all terms of sale, including all regular and special discounts; all advertising, sales and trade allowances; and all commissions. bonuses or gifts and any and all other discounts or allowances. Whenever changed or modified such revised prices, contracts or memoranda shall be filed with the board, as provided in this regulation.

Each price schedule shall be made on a form prepared and furnished by the board, or a reasonable facsimile thereof, and shall set forth all brands, types, packages and containers of wine offered for sale by such licensed domestic winery; all additional information required may be filed as a supplement to said price schedule forms.

(2) Filing date—All written contracts, price postings and memoranda of oral agreements must be received by the board not later than ((the-twenty-fifth day of the month,)) five days prior to becoming effective for thirty days and if approved will become effective ((on the first day of the second calendar month following the date of such filing: An additional period will be allowed for revision of such filings to correct errors and omissions, or to-meet competitive prices, filed during the current posting period, but a revised contract or memorandum of oral agreement must be on file with the board not later than the first day of the month in order to become effective on the first day of the next ealendar month: Provided, That the board may in individual eases, for good cause shown, extend the date on which the filings required by the rules are to be received by the board)).

When any price posting to be filed with the board under the provisions of this rule has been deposited in the United States mail addressed to the board, it shall be deemed filed or received on the date shown by the post office cancellation mark on the envelope containing it or on the date it was mailed if proof satisfactory to the board establishes that the actual mailing occurred on an earlier date.

- (3) Filing date exception—Whenever the ((twenty fifth day of any month)) posting day falls on Saturday, Sunday, or a legal holiday, an original contract or memorandum of oral agreement may be filed not later than the close of business the next business day.
- (4) Exceptions for changes in wholesalers and newly licensed wholesalers are set forth in WAC 314-24-190 (9) and (10).
- (5) In the event that a domestic winery determines to make no changes in any contracts or memoranda last filed and then in effect, such contracts or memoranda shall remain in effect for each succeeding calendar month until revised or

amended contracts or memoranda are filed and placed into effect as provided herein.

Provision for filing of temporary price reductions—In the event a licensed domestic winery elects to file postings listing selected items on which prices are temporarily reduced for ((a period of one calendar month)) thirty days only such filing shall be made on special forms provided for such purpose and clearly reflect all items, the selling price thereof((, and the month for which the price reductions will be in effect. At the expiration of the month during which such reductions were effective the special filing will become void and the last regularly filed and effective price schedule shall again become effective until subsequently amended pursuant to regular filing dates)).

- (6) Prices filed by a domestic winery shall be uniform prices to all wholesalers on a statewide basis less bona fide allowances for freight differentials. Quantity discounts are prohibited. No price shall be filed which is below acquisition cost plus ten percent of acquisition cost: *Provided*, That acquisition cost plus ten percent of acquisition cost shall not apply to sales of wine between a wine importer who sells wine to a wine wholesaler, or to a wine wholesaler who sells wine to another wine wholesaler.
- (7) The provisions set forth in subsections (1), (2), (3), (4), (5) and (6) of this section shall also apply to written contracts and memoranda of oral agreements which must be filed with the board by certificate of approval holders who sell wine to wine importers; wine importers who sell to wine wholesalers; and wine wholesalers who sell to other wine wholesalers: Provided, That the provisions of this subsection shall not apply, and filing will not be required, in the instance of wine wholesalers making accommodation sales to other wine wholesalers when such sales are made at a selling price not to exceed the laid-in cost of the wine being sold. Accommodation sales may only be made when the wholesaler purchasing the wine is an authorized purchaser of the brand and product being sold, having been designated as an authorized purchaser by the manufacturer or importer of the product being sold, as demonstrated by an existing contract or memoranda on file and in effect under the provisions of this rule.
- (8) The wine tax plus surcharge, imposed under RCW 66.24.210 and 82.02.030, is not to be included in the prices filed as required by subsection (1) of this section by (a) a domestic winery, nor (b) by a certificate of approval holder who is not licensed as a wine wholesaler, nor (c) a wine importer who is not licensed as a wine wholesaler.

Every wine wholesaler who sells wine to another wine wholesaler shall include such tax in the prices posted on such required schedules.

- (9) No domestic wineries, certificate of approval holders, wine importers, or wine wholesalers shall sell any wine to any persons whatsoever in this state until copies of such written contracts or memoranda of such oral agreements are on file with the board.
- (10) Certificate of approval holders may ship wine into this state when the same has been sold and consigned to the holder of an importer's license at his licensed premises. The bill of lading covering such consignment shall not be changed or the wine diverted unless such diversion is to another importer, and the board so notified immediately.

- (11) The board may reject any supplier's price filing, contract or memorandum of oral agreement or portion thereof which it deems to be in violation of this or any other regulation or which would tend to disrupt the orderly sale and distribution of wine. Whenever the board shall reject any such price filing, contract or memorandum of oral agreement the licensee submitting said price filing, contract or memorandum may be heard by the board and shall have the burden of showing that the said price filing, contract or memorandum is not in violation of regulation and/or does not tend to disrupt the orderly sale and distribution of wine. Thereupon if said price filing, contract or memorandum is accepted it shall become effective at a time fixed by the board. If said price filing, contract or memorandum or portion thereof is rejected the last effective price filing, contract or memorandum shall remain in effect until such time as an amended price filing, contract or memorandum is filed and approved, in accordance with the provisions of this regulation.
- (12) All prices, contracts and memoranda filed as required by this regulation shall at all times be open to inspection to all trade buyers within the state of Washington and shall not in any sense be considered confidential.

WSR 93-20-089 PROPOSED RULES STATE BOARD OF EDUCATION

[Filed October 5, 1993, 10:47 a.m.]

Original Notice.

Title of Rule: WAC 180-26-020 Site conditions—Acceptance criteria and 180-29-090 Construction documents—Other governmental agency approval.

Purpose: As drafted, this amendment to these WACs would provide in WAC the Department of Ecology to delegate their portion of the school site approval process to the local agencies having jurisdiction for environmental approvals, when applicable.

Statutory Authority for Adoption: RCW 28A.525.020. Statute Being Implemented: Section 24 (8)(e), chapter 233, Laws of 1992.

Summary: The Department of Ecology has delegated their general responsibility for judging the environmental viability of school building sites and construction document approval to local governmental agencies.

Reasons Supporting Proposal: The amendment will reflect this change while preserving the policy of ensuring acceptability of a possible school site to whatever agency is responsible before significant funding has been committed.

Name of Agency Personnel Responsible for Drafting: Rick Wilson, Office of Superintendent of Public Instruction, Old Capitol Building, Olympia, 753-2298; Implementation: David Moberly, Office of Superintendent of Public Instruction, Old Capitol Building, Olympia, 753-6742; and Enforcement: Michael Roberts, Office of Superintendent of Public Instruction, Old Capitol Building, Olympia, 753-6702.

Name of Proponent: State Board of Education, governmental.

Rule is not necessitated by federal law, federal or state court decision.

Explanation of Rule, its Purpose, and Anticipated Effects: See Purpose above.

Proposal Changes the Following Existing Rules: WAC 180-26-020 and 180-29-090 defines the process and state agency conditions for which a prospective school site and building will be considered acceptable before significant funding is committed. To this end, the amendment in WACs allows the acceptance of environmental approvals from the Department of Ecology or from the delegated responsible local agency.

No small business economic impact statement is required for this proposal by chapter 19.85 RCW.

Hearing Location: Spokane School District, Board Room No. 1, 200 North Bernard, Spokane, WA 99201, on November 17, 1993, at 1 p.m.

Submit Written Comments to: Monica Schmidt, State Board of Education, P.O. Box 47200, Olympia, WA 98504-7200, by November 15, 1993.

Date of Intended Adoption: November 19, 1993.

October 1, 1993 Monica Schmidt Executive Director/Secretary

AMENDATORY SECTION (Amending WSR 93-07-104, filed 3/23/93, effective 4/23/93)

WAC 180-26-020 Site conditions—Acceptance criteria. The superintendent of public instruction shall conduct an on-site review and evaluation of a proposed site in the case of new construction and an existing site in the case of modernization. The superintendent of public instruction shall accept a site that meets the following conditions:

- (1) The school district provides certification by legal counsel retained by the district that the property upon which the school facility is or will be located is free of all encumbrances that would detrimentally interfere with the construction, operation, and useful life of the school facility;
- (2) The minimum acreage of the site shall be five usable acres and one additional usable acre for each one hundred students or portion thereof of projected maximum enrollment plus an additional five usable acres if the school contains any grade above grade six. In computing the minimum acreage of the site, the district may include public property in close proximity to the site if, as a matter of public policy the property is available for school purposes and the district is committed to using such facilities: Provided, That for sites having seventy percent or more but less than onehundred percent of the usable acreage as required above, the superintendent of public instruction may grant a site size waiver when, as part of the on-site review and evaluation process, the district provides a mitigation plan and demonstrates that the requirements of (a) through (d) of this subsection have been met: Provided further, That a site consisting of less than the minimum usable acreage calculated as per the provisions of this subsection shall be approved by the state board of education if the district demonstrates the following:
- (a) The health and safety of the students are not in jeopardy;
- (b) The internal spaces within the proposed facility are adequate for the proposed educational program;

- (c) The neighborhood in which the school facility is or will be situated is not detrimentally impacted by lack of parking for students, employees, and the public; and
- (d) The physical education and recreational programs on the school site are compatible with less than the minimum prescribed acreage.
- (3) That the school district has contacted the appropriate local building authorities and requested a predesign conference;
- (4) The school district has retained the services of a geotechnical engineer for the purpose of conducting a limited subsurface investigation to gather basic information regarding potential foundation performance and a report has been reviewed by the school district board of directors;
- (5) The site has been approved by the following agencies:
 - (a) The health agency having jurisdiction:
- (b) The local planning commission or authority having jurisdiction; and
- (c) The state department of ecology or the local agency having jurisdiction for environmental approvals.

AMENDATORY SECTION (Amending Order 11-84, filed 10/4/84)

WAC 180-29-090 Construction documents—Other governmental agency approval. (1) The construction documents shall be submitted for the approval of the following other governmental agencies:

- (a) Fire marshal or fire chief having jurisdiction;
- (b) Department of labor and industries (electrical);
- (c) Health agency having jurisdiction;
- (d) Department of ecology or the local agency having jurisdiction for environmental approvals (when applicable); and
 - (e) Building official of the jurisdiction.

Approval shall be in respect to compliance with pertinent rules and regulations established by said agencies.

(2) The school district shall receive written approvals of the construction documents by the agencies and submit proof of such approvals to the superintendent of public instruction in accordance with WAC 180-29-085.

WSR 93-20-090 PROPOSED RULES STATE BOARD OF EDUCATION

[Filed October 5, 1993, 10:49 a.m.]

Original Notice.

Title of Rule: WAC 180-27-032 Growth impact fees.

Purpose: As drafted, this amendment to the above WAC provides reference to growth impact fees and their specific statutes.

Other Identifying Information: The amendment also provides clarification on when mitigation payments may or may not be used as local match for school construction projects.

Statutory Authority for Adoption: RCW 28A.525.020. Statute Being Implemented: Section 24 (8)(e), chapter 233, Laws of 1992.

Summary: This change updates and references the most recent growth management statutes and clarifies the appropriate uses for mitigation payments under chapter 43.21C RCW.

Reasons Supporting Proposal: Amendment reflects the most recent legislative adjustment to the Growth Management Act.

Name of Agency Personnel Responsible for Drafting: Rick Wilson, Office of Superintendent of Public Instruction, Old Capitol Building, Olympia, 753-2298; Implementation: David Moberly, Office of Superintendent of Public Instruction, Old Capitol Building, Olympia, 753-6742; and Enforcement: Michael Roberts, Office of Superintendent of Public Instruction, Old Capitol Building, Olympia, 753-6702.

Name of Proponent: State Board of Education, governmental.

Rule is not necessitated by federal law, federal or state court decision.

Explanation of Rule, its Purpose, and Anticipated Effects: See Purpose above.

Proposal Changes the Following Existing Rules: This provides clarification on the use of funds collected under the authority of chapter 43.21C RCW.

No small business economic impact statement is required for this proposal by chapter 19.85 RCW.

Hearing Location: Spokane School District, Board Room No. 1, 200 North Bernard, Spokane, WA 99201, on November 17, 1993, at 1 p.m.

Submit Written Comments to: Monica Schmidt, State Board of Education, P.O. Box 47200, Olympia, WA 98504-7200, by November 15, 1993.

Date of Intended Adoption: November 19, 1993.

October 1, 1993
Dr. Monica Schmidt
Executive Director/Secretary

AMENDATORY SECTION (Amending WSR 91-12-056, filed 6/5/91, effective 7/6/91)

wac 180-27-032 Growth impact fees and mitigation payments. Notwithstanding the financial requirements of WAC 180-27-030, districts may use growth impact fees as provided for in RCW 82.02.020, 82.02.050 through 82.02.100, 58.17.060 and 58.17.110 to assist in capital construction projects. The collected impact fees may be used by the district as local match funding for state assisted capital projects. Mitigation payments as provided for in RCW 43.21C.060 of the State Environmental Policy Act may not be used by the district as local match funding nor be substituted for the amount of state assistance that would otherwise be provided for school capital projects.

WSR 93-20-091 PROPOSED RULES STATE BOARD OF EDUCATION

[Filed October 5, 1993, 10:51 a.m.]

Original Notice.

Title of Rule: WAC 180-29-125 Award of contract(s). Purpose: As drafted, this amendment will correct an incorrect reference.

Statutory Authority for Adoption: RCW 28A.525.020. Statute Being Implemented: Section 24 (8)(e), chapter 233, Laws of 1992.

Summary: Cost breakdown and payment schedule data on school building construction are provided on forms issued by the Superintendent of Public Instruction. This amendment will correct the reference related to this information.

Name of Agency Personnel Responsible for Drafting: Rick Wilson, Office of Superintendent of Public Instruction, Old Capitol Building, Olympia, 753-2298; Implementation: David Moberly, Office of Superintendent of Public Instruction, Old Capitol Building, Olympia, 753-6742; and Enforcement: Michael Roberts, Office of Superintendent of Public Instruction, Old Capitol Building, Olympia, 753-6702.

Name of Proponent: State Board of Education, governmental.

Rule is not necessitated by federal law, federal or state court decision.

Explanation of Rule, its Purpose, and Anticipated Effects: See Purpose above.

Proposal does not change existing rules.

No small business economic impact statement is required for this proposal by chapter 19.85 RCW.

Hearing Location: Spokane School District, Board Room No. 1, 200 North Bernard, Spokane, WA 99201, on November 17, 1993, at 1 p.m.

Submit Written Comments to: Monica Schmidt, State Board of Education, P.O. Box 47200, Olympia, WA 98504-7200, by November 15, 1993.

Date of Intended Adoption: November 19, 1993.

October 1, 1993
Dr. Monica Schmidt
Executive Director/Secretary

AMENDATORY SECTION (Amending Order 12-83, filed 10/17/83)

WAC 180-29-125 Award of contract(s). Upon receipt of authorization to award contract(s) from the superintendent of public instruction, the board of directors of the school district may proceed with award of contract(s) for construction of the school facility project. Immediately following the awarding of contract(s), the board of directors of the school district shall forward to the superintendent of public instruction one copy of each properly executed contract, one copy of the contract(s) payment schedule. Such cost breakdown and payment schedule shall be displayed on a form issued and approved by the superintendent of public instruction in accordance with WAC ((180-29-080)) 180-29-085 (1)(b).

WSR 93-20-092 PROPOSED RULES STATE BOARD OF EDUCATION

[Filed October 5, 1993, 10:53 a.m.]

Original Notice.

Title of Rule: WAC 180-16-236 Assignment of educational staff associates.

Purpose: To change a reference from a WAC which has been repealed to the current and correct WAC reference.

Statutory Authority for Adoption: RCW 28A.410.010. Statute Being Implemented: RCW 28A.410.010.

Summary: The proposed amendment deletes an outdated reference to a WAC which no longer exists and adds the correct reference.

Reasons Supporting Proposal: This amendment will correct an existing WAC reference.

Name of Agency Personnel Responsible for Drafting: Richard M. Wilson, Office of Superintendent of Public Instruction, Old Capitol Building, Olympia, (206) 753-2298; Implementation and Enforcement: Theodore E. Andrews, Office of Superintendent of Public Instruction, Old Capitol Building, Olympia, (206) 753-3222.

Name of Proponent: State Board of Education, governmental.

Rule is not necessitated by federal law, federal or state court decision.

Explanation of Rule, its Purpose, and Anticipated Effects: Same as above.

Proposal Changes the Following Existing Rules: Same as above.

No small business economic impact statement is required for this proposal by chapter 19.85 RCW.

Hearing Location: Spokane School District, Board Room No. 1, 200 North Bernard, Spokane, WA 99201, on November 17, 1993, at 1 p.m.

Submit Written Comments to: Dr. Monica Schmidt, State Board of Education, P.O. Box 47206, Olympia, WA 98504-7206, by November 15, 1993.

Date of Intended Adoption: November 19, 1993.

October 5, 1993 Dr. Monica Schmidt Executive Director/Secretary

AMENDATORY SECTION (Amending Order 5-86, filed 6/10/86)

WAC 180-16-236 Assignment of educational staff associates. No person shall be assigned within the basic program of education to serve in a specific educational staff associate role, as ((defined in WAC 180-79-175 through 180-79-210)) identified in WAC 180-79-125, unless such person holds a certificate or permit endorsed for such specific role.

WSR 93-20-093 PROPOSED RULES STATE BOARD OF EDUCATION

[Filed October 5, 1993, 10:55 a.m.]

Original Notice.

Title of Rule: WAC 180-85-025 Continuing education—Definition.

Purpose: To clarify the meaning of "regionally accredited institution of higher education."

Statutory Authority for Adoption: RCW 28A.410.010. Statute Being Implemented: RCW 28A.410.010.

Summary: This proposed amendment makes reference to another WAC which defines "regionally accredited institution of higher education."

Reasons Supporting Proposal: This amendment will prevent confusion which can result from the use of the term by numerous agencies.

Name of Agency Personnel Responsible for Drafting: Richard M. Wilson, Office of Superintendent of Public Instruction, Old Capitol Building, Olympia, (206) 753-2298; Implementation and Enforcement: Theodore E. Andrews, Office of Superintendent of Public Instruction, Old Capitol Building, Olympia, (206) 753-3222.

Name of Proponent: State Board of Education, governmental.

Rule is not necessitated by federal law, federal or state court decision.

Explanation of Rule, its Purpose, and Anticipated Effects: Same as above.

Proposal Changes the Following Existing Rules: Same as above.

No small business economic impact statement is required for this proposal by chapter 19.85 RCW.

Hearing Location: Spokane School District, Board Room No. 1, 200 North Bernard, Spokane, WA 99201, on November 17, 1993, at 1 p.m.

Submit Written Comments to: Dr. Monica Schmidt, State Board of Education, P.O. Box 47206, Olympia, WA 98504-7206, by November 15, 1993.

Date of Intended Adoption: November 19, 1993.

October 5, 1993 Dr. Monica Schmidt Executive Director/Secretary

AMENDATORY SECTION (Amending Order 28-88, filed 12/14/88)

WAC 180-85-025 Continuing education—Definition. As used in this chapter, the term "continuing education" shall mean:

- (1) All college and/or university credit awarded by a regionally accredited institution of higher education, pursuant to WAC 180-78-010(6).
- (2) All continuing education credit hours awarded by a vocational-technical institute pursuant to WAC 180-85-030(3) and 180-85-083 and all continuing education credit hours awarded in conformance with the in-service education procedures and standards specified in this chapter by an approved in-service education agency.

WSR 93-20-094 PROPOSED RULES STATE BOARD OF EDUCATION

[Filed October 5, 1993, 10:57 a.m.]

Original Notice.

Title of Rule: WAC 180-78-191 Exit examination—Development of uniform state exit examination and 180-78-196 Admission to practice examination—Teacher, and administrator.

Purpose: To repeal sections which are outdated due to action by the state legislature.

Statutory Authority for Adoption: RCW 28A.410.010. Statute Being Implemented: RCW 28A.410.010.

[89] Proposed

Summary: Repeal of two sections of chapter 180-78 WAC.

Reasons Supporting Proposal: The legislation requiring WAC 180-78-191 and 180-78-196 has been amended, causing these two sections to be outdated.

Name of Agency Personnel Responsible for Drafting: Richard M. Wilson, Office of Superintendent of Public Instruction, Old Capitol Building, Olympia, (206) 753-2298; Implementation and Enforcement: Theodore E. Andrews, Office of Superintendent of Public Instruction, Old Capitol building, Olympia, (206) 753-3222.

Name of Proponent: State board of Education, governmental

Rule is not necessitated by federal law, federal or state court decision.

Explanation of Rule, its Purpose, and Anticipated Effects: Same as above.

Proposal Changes the Following Existing Rules: Same as above.

No small business economic impact statement is required for this proposal by chapter 19.85 RCW.

Hearing Location: Spokane School District, Board Room No. 1, 200 North Bernard, Spokane, WA 99201, on November 17, 1993, at 1 p.m.

Submit Written Comments to: Monica Schmidt, State Board of Education, P.O. Box 47206, Olympia, WA 98504-7206, by November 15, 1993.

Date of Intended Adoption: November 19, 1993.

October 5, 1993
Dr. Monica Schmidt
Executive Director/Secretary

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 180-78-191 Exit

Exit examination—

Development of uniform state

exit examination.

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 180-78-196

Admission to practice examination—Teacher, and administrator.

WSR 93-20-095 PROPOSED RULES STATE BOARD OF EDUCATION

[Filed October 5, 1993, 11:00 a.m.]

Original Notice.

Title of Rule: WAC 180-79-065 Initial and continuing certificates—Applicable conditions, 180-79-115 Academic requirements for certification—Teachers, 180-79-120 Academic requirements for certification—Administrators, 180-79-124 Child abuse course work requirement for continuing certification—Administrators, 180-79-125 Academic requirements for certification—Educational staff

associate (ESA), 180-79-126 Child abuse course work requirement for continuing certification—Educational staff associate, 180-79-245 Out-of-state candidates, 180-79-247 Establishing equivalency for course work, degrees and programs completed in countries outside the United States, and 180-79-303 Endorsement by examination.

Purpose: Changes for editorial clarification and codifying administrative policies and new sections to implement new provisions of certification requirements.

Statutory Authority for Adoption: RCW 28A.410.010. Statute Being Implemented: RCW 28A.410.010.

Summary: The proposed amendments and new sections address recent proposed rules by the State Board of Education.

Reasons Supporting Proposal: Need for clarifying language to assist implementation from the field and to adopt new sections to implement new certification requirements.

Name of Agency Personnel Responsible for Drafting: Richard M. Wilson, Office of Superintendent of Public Instruction, Old Capitol Building, Olympia, (206) 753-2298; Implementation and Enforcement: Theodore E. Andrews, Office of Superintendent of Public Instruction, Old Capitol Building, Olympia, (206) 753-3222.

Name of Proponent: State Board of Education, governmental.

Rule is not necessitated by federal law, federal or state court decision.

Explanation of Rule, its Purpose, and Anticipated Effects: Same as above.

Proposal Changes the Following Rules: Same as above. No small business economic impact statement is required for this proposal by chapter 19.85 RCW.

Hearing Location: Spokane School District, Board Room No. 1, 200 North Bernard, Spokane, WA 99201, on November 17, 1993, at 1 p.m.

Submit Written Comments to: Dr. Monica Schmidt, State Board of Education, P.O. Box 47206, Olympia, WA 98504-7206, by November 15, 1993.

Date of Intended Adoption: November 19, 1993.

October 5, 1993
Dr. Monica Schmidt
Executive Director/Secretary

AMENDATORY SECTION (Amending WSR 92-20-083, filed 10/6/92, effective 11/6/92)

WAC 180-79-065 Initial and continuing certificates—Applicable conditions. The following shall apply to initial and continuing certificates issued pursuant to this chapter:

(1) Initial certificate.

An initial educational staff associate or administrator certificate issued prior to August 31, 1988, or an initial teacher certificate may be renewed for an additional three-year period on application and verification that the individual has completed all course work requirements from a regionally accredited institution of higher education for continuing certification or has completed at least fifteen quarter hours (ten semester hours) of course work from a regionally accredited institution of higher education since the certificate was issued or renewed.

(2) Continuing certificate.

- (a) The continuing certificates of holders who were eligible for such certificates prior to August 31, 1987 and who applied for such certificates prior to July 1, 1988 or who would have been eligible for such certificates prior to August 31, 1987, but for one of the three-year experience requirement and who complete such requirement and apply for such certificate prior to August 31, 1988, will be valid for life. Holders of valid continuing certificates affected by this subsection shall be entitled to have such certificate reissued and subject to the terms and conditions applicable to certification at the time of reissuance including the continuing education requirements of chapter 180-85 WAC.
- (b) All continuing certificates not affected by the exception stated in (a) of this subsection shall lapse if the holder does not complete the continuing education requirement specified in chapter 180-85 WAC. To reinstate such a lapsed continuing certificate the individual must complete the requirements for reinstatement stated within chapter 180-85 WAC.

AMENDATORY SECTION (Amending WSR 92-20-083, filed 10/6/92, effective 11/6/92)

WAC 180-79-115 Academic requirements for certification—Teachers. Candidates for teachers' certificates shall complete the following requirements in addition to those set forth in WAC 180-75-080 and 180-75-085.

- (1) Initial.
- (a) Candidates for the initial certificate who apply for such certificate on or before August 31, 1992, shall hold a baccalaureate degree from a regionally accredited college or university and shall have completed the degree major in an academic field or in the teaching specialization of early childhood, elementary, reading, or special education.
- (b) Candidates for the initial certificate who apply for such certificate after August 31, 1992, shall hold an approved baccalaureate degree from a regionally accredited college or university: *Provided*, That if the approved baccalaureate degree is in early childhood education, elementary education, or special education, the candidate also must have at least thirty quarter hours (twenty semester hours) in one of the academic fields listed in WAC 180-79-080 (3)(a) through (e) and (4).
 - (2) Continuing.
- (a) Candidates who apply for a continuing certificate shall have at least forty-five quarter hours (thirty semester hours) of upper division and/or graduate work completed from a regionally accredited institution of higher education subsequent to the conferral of the baccalaureate degree: *Provided*, That if the individual is pursuing study in a new subject matter area or specialization, lower division courses in that subject area or specialization shall be accepted toward continuing certification upon completion of the requirements for an endorsement in that subject area or specialization.
- (b) Candidates for a continuing certificate shall have been granted at least two subject area endorsements.
- (c) Candidates who apply for a continuing certificate after August 31, 1992, who have not successfully completed course work or an in-service program including a minimum of ten clock hours of instruction on issues of abuse, must complete such course work or in-service program as a condition for the issuance of a continuing certificate. The

content of the course work or in-service program shall discuss the identification of physical, emotional, sexual, and substance abuse, information on the impact of abuse on the behavior and learning abilities of students, discussion of the responsibilities of a teacher to report abuse or provide assistance to students who are the victims of abuse, and methods for teaching students about abuse of all types and their prevention.

AMENDATORY SECTION (Amending WSR 92-04-044, filed 1/31/92, effective 3/2/92)

WAC 180-79-120 Academic requirements for certification—Administrators. Candidates for the respective administrative certificate shall complete the following requirements in addition to those set forth in WAC 180-75-085 and 180-79-124.

- (1) Superintendent.
- (a) Initial.
- (i) The candidate who applies for an initial certificate on or before August 31, 1992, shall hold a master's degree and complete at least fifteen quarter hours (ten semester hours) of graduate study beyond the master's degree in education-related course work and shall hold or be eligible to hold a valid initial or continuing teacher or ESA certificate at the time he or she applies for the initial superintendent's certificate.
- (ii) The candidate who applies for an initial certificate after August 31, 1992, shall hold an approved masters degree and have completed subsequent to the baccalaureate degree at least forty-five quarter hours (thirty semester hours) of graduate level course work in education.
- (iii) The candidate must meet requirements for a superintendent's certificate pursuant to WAC 180-79-049.
 - (b) Continuing.
- (i) The candidate who applies for a continuing certificate on or before August 31, 1992, shall have completed at least thirty quarter hours (twenty semester hours) of graduate work beyond the master's degree.
- (ii) The candidate who applies after August 31, 1992, shall hold an approved masters degree and have completed subsequent to the baccalaureate degree at least sixty quarter hours (forty semester hours) of graduate level course work in education or shall hold a doctorate in education.
- (iii) The candidate must meet requirements for a superintendent's certificate pursuant to WAC 180-79-049.
 - (2) Principal.
 - (a) Initial.
- (i) The candidate who applies on or before August 31, 1992, shall hold or have held a Washington initial, continuing or comparable teaching certificate from another state at the time he or she applies for the initial principal's certificate and shall have completed an approved program for the preparation of principals.
- (ii) The candidate who applies after August 31, 1992, shall hold a masters degree and have completed an approved program for the preparation of principals.
 - (b) Continuing.
- (i) The candidate who applies on or before August 31, 1992, shall hold a master's degree.
- (ii) The candidate who applies after August 31, 1992, shall hold an approved masters degree and completed

subsequent to the baccalaureate degree at least forty-five hours (thirty semester hours) of graduate level course work in education or shall hold a doctorate in education.

- (iii) The candidate must meet requirements for a principal's certificate pursuant to WAC 180-79-049.
 - (3) Program administrator.
 - (a) Initial.
- (i) The candidate who applies on or before August 31, 1992, shall hold a valid initial or continuing teacher or educational staff associate certificate at the time he or she applies for the program administrator's initial certificate and shall hold a master's degree.
- (ii) The candidate who applies after August 31, 1992, shall hold an approved masters degree, a masters degree required for an educational staff associate certificate, a masters degree in school nursing, occupational therapy or physical therapy, or a masters degree in public, education, or business administration and have completed subsequent to the baccalaureate degree at least twenty-four quarter hours (sixteen semester hours) of graduate level course work in education.
 - (b) Continuing.
- (i) The candidate who applies on or before August 31, 1992, shall have completed at least fifteen quarter hours (ten semester hours) of graduate work subsequent to the master's degree relevant to educational administration or his or her subject matter field(s) or specialization(s).
- (ii) The candidate who applies after August 31, 1992, shall hold an approved masters degree, a masters degree required for an educational staff associate certificate, a masters degree in school nursing, occupational therapy, physical therapy, or a masters degree in public, education, or business administration and have completed subsequent to the baccalaureate degree at least thirty quarter hours (twenty semester hours) of graduate level course work in education or shall hold a doctorate in education.

NEW SECTION

WAC 180-79-124 Child abuse course work requirement for continuing certification—Administrators. Candidates who apply for a continuing administrator certificate after August 31, 1994, who have not successfully completed course work or an in-service program including a minimum of ten clock hours of instruction on issues of abuse, must complete such course work or in-service program as a condition for the issuance of a continuing certificate. The content of the course work or in-service program shall discuss the identification of physical, emotional, sexual, and substance abuse, information on the impact of abuse on the behavior and learning abilities of students, discussion of the responsibilities of a teacher to report abuse or provide assistance to students who are the victims of abuse, and methods for teaching students about abuse of all types and their prevention.

AMENDATORY SECTION (Amending Order 27-88, filed 12/14/88)

WAC 180-79-125 Academic requirements for certification—Educational staff associate (ESA). Candidates for ESA certification shall complete the following requirements in addition to those set forth in WAC 180-75-

085 and 180-79-126: Provided. That it shall not be necessary for any candidate who holds a master's or doctorate degree to obtain the specified master's degree if the candidate provides satisfactory evidence to the superintendent of public instruction that he or she has completed all course work requirements relevant to the required masters degree and has satisfactorily completed a comprehensive written examination required in such masters degree program: Provided. That if any candidate has been awarded a masters degree without a comprehensive written examination, the candidate, as a condition for certification, shall arrange to take such an examination with any accredited college or university and provide the superintendent of public instruction with an affidavit from the chair of the department of such academic field that he or she has successfully completed the above noted comprehensive examination.

- (1) Communication disorders specialist.
- (a) Initial. The candidate shall have completed all requirements for the master's degree (except special projects or thesis) with a major in speech pathology and/or audiology.
- (b) Continuing. The candidate shall hold a master's degree with a major in speech pathology and/or audiology.
 - (2) School counselor.
- (a) Initial. The candidate shall have completed all requirements for the master's degree (except special projects or thesis) with a major in counseling.
- (b) Continuing. The candidate shall hold a master's degree with a major in counseling.
 - (3) School occupational therapist.
 - (a) Initial.
- (i) The candidate shall have completed an approved or accredited baccalaureate degree program in occupational therapy.
- (ii) The candidate shall hold a valid license as an occupational therapist in Washington state.
- (b) Continuing. The candidate shall have completed the requirements for an initial endorsement as a school occupational therapist and have completed at least fifteen quarter hours (ten semester hours) of course work beyond the baccalaureate degree in occupational therapy, other health sciences, or education.
 - (4) School physical therapist.
- (a) The candidate shall hold a baccalaureate degree in physical therapy from a college or university having an approved or accredited school of physical therapy or the candidate shall hold a baccalaureate degree and a certificate in physical therapy from an accredited school of physical therapy.
- (i) The candidate shall hold a valid license as a physical therapist in Washington state.
- (b) Continuing. The candidate shall have completed the requirements for an initial endorsement as a school physical therapist and have completed at least fifteen quarter hours (ten semester hours) of course work beyond the baccalaureate degree in physical therapy, other health sciences, or education.
 - (5) School psychologist.
 - (a) Initial.

The candidate shall have completed all requirements for the master's degree (except special projects or thesis) with a major or specialization in school psychology.

- (b) Continuing. The candidate shall hold a master's degree with a major or specialization in school psychology.
 - (6) Reading resource specialist.
 - (a) Initial.
- (i) The candidate shall have completed all requirements for the master's degree (except special projects or thesis) with a major or specialization in reading.
- (ii) The candidate shall hold or have held a teaching certificate.
- (b) Continuing. The candidate shall have completed the requirements for an initial certificate as a reading resource specialist and shall hold a master's degree with a major or specialization in reading.
 - (7) School nurse.
 - (a) Initial.
- (i) The candidate shall hold a valid license as a registered nurse (RN) in Washington state.
- (ii) The candidate shall hold a baccalaureate degree in nursing and have completed at least fifteen quarter hours (ten semester hours) of post baccalaureate upper division or graduate work in education, nursing, or other health sciences.
- (b) Continuing. The candidate shall have completed the requirements for an initial endorsement as a school nurse and have completed at least an additional thirty quarter hours (twenty semester hours) of graduate work in education, nursing or other health sciences.
 - (8) School social worker.
 - (a) Initial.

The candidate shall have completed all requirements for a master's degree in social work except special projects or thesis.

(b) Continuing. The candidate shall hold a master's degree in social work.

NEW SECTION

WAC 180-79-126 Child abuse course work requirement for continuing certification—Educational staff associate. Candidates who apply for a continuing educational staff associate certificate after August 31, 1994, who have not successfully completed course work or an in-service program including a minimum of ten clock hours of instruction on issues of abuse, must complete such course work or in-service program as a condition for the issuance of a continuing certificate. The content of the course work or inservice program shall discuss the identification of physical, emotional, sexual, and substance abuse, information on the impact of abuse on the behavior and learning abilities of students, discussion of the responsibilities of a teacher to report abuse or provide assistance to students who are the victims of abuse, and methods for teaching students about abuse of all types and their prevention.

AMENDATORY SECTION (Amending WSR 90-12-075, filed 6/1/90, effective 7/2/90)

WAC 180-79-245 Out-of-state candidates. ((Out of-state candidates for certification shall not be required to demonstrate passage of any applicable admission to practice or other applicable examination until making application for a continuing certificate.)) Candidates for certification from other states shall be eligible for Washington certificates as follows:

- (1) Initial certificate. The initial certificate shall be issued by the superintendent of public instruction to any candidate who meets one of the following:
 - (a) Qualifies under provisions of the interstate compact.
- (b) Holds the appropriate degree and, if applicable, credit hours and/or licensing as set forth in this chapter and has completed a state approved preparation program at a regionally accredited college or university in the professional field for which the certificate is to be issued and such additional professional fields as required by WAC 180-79-049.
- (c) Holds an appropriate degree from a regionally accredited college or university and also holds or has held ((a)) an appropriate certificate ((in)) issued by another state and has practiced at the P-12 level in that respective role ((under the appropriate certificate)) outside the state of Washington for three years.
- (d) Holds an appropriate degree from a regionally accredited college or university and has practiced three years as an educational staff associate in that role in a state where such certificate was not required.
- (2) Continuing certificate. The continuing certificate shall be issued on verification that the candidate has met all requirements for initial and continuing certification in the state of Washington.

NEW SECTION

WAC 180-79-247 Establishing equivalency for course work, degrees and programs completed in countries outside the United States. Certification candidates who have completed degree and/or approved professional preparation programs in a country other than the United States may be required to submit:

- (1) A statement of degree equivalency for the appropriate degree from a foreign credentials' evaluation agency approved by the office of the superintendent of public instruction.
- (2) A statement from an official of the college or university where the certification program was completed, indicating completion of the program and approval of the program by the agency governing certification in that country.

AMENDATORY SECTION (Amending Order 27-88, filed 12/14/88)

WAC 180-79-303 Endorsement by examination. In lieu of completing the required number of credit hours and the essential areas of study, or any portion of such requirements, ((Washington colleges and universities with an approved preparation program for teachers may waive all or any portion of the requirement for a particular endorsement and recommend the candidate to the superintendent of public instruction for the particular endorsement if the following conditions are met:

- (1) The candidate is required to demonstrate subject matter competency for all or a portion of the requirement waived through passage of one or more written examinations.
- (2) In the case of waiver of an essential area of study, a faculty member regularly responsible for teaching a course which covers that essential area of study must attest to the

fact that the proposed examination is of sufficient scope and depth to evaluate the candidate's knowledge of the essential)) individuals may add endorsements to an initial or continuing teaching certificate by examination in one of the following ways:

- (1) An individual may add an endorsement to a teaching certificate by obtaining a score of not less than one-half standard deviation below the mean on a graduate record examination in the subject matter area for which endorsement is sought.
- (2) Washington colleges and universities with an approved preparation program for teachers may waive all or any portion of the requirement for a particular endorsement and recommend the candidate to the superintendent of public instruction for the particular endorsement if the following conditions are met:
- (a) The candidate is required to demonstrate subject matter competency for all or a portion of the requirement waived through passage of one or more written examinations.
- (b) In the case of waiver of an essential area of study, a faculty member regularly responsible for teaching a course which covers that essential area of study must attest to the fact that the proposed examination is of sufficient scope and depth to evaluate the candidate's knowledge of the essential area of study.

WSR 93-20-096 PROPOSED RULES SENTENCING GUIDELINES COMMISSION

[Filed October 5, 1993, 2:00 p.m.]

Original Notice.

Title of Rule: WAC 437-10-030 Absences of members from meetings, 437-10-040 Quorum, and 437-10-060 Voting procedures.

Purpose: To allow the director of the Office of Financial Management to appoint a voting designee to represent the director at meetings of the Sentencing Guidelines Commission. Other wording changes are intended to remove gender-specific language and to clarify reference to the original act.

Statutory Authority for Adoption: Chapter 9.94A RCW. Statute Being Implemented: RCW 9.94A.060.

Summary: The current commission bylaws (chapter 437-10 WAC) do not permit a designee to vote. This proposed amendment would create and exception for the director of the Office of Financial Management.

Reasons Supporting Proposal: This change is necessary to conform to the 1993 legislative change to RCW 9.94A.060.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: David L. Fallen, 421 Capitol Boulevard, P.O. Box 40927, Olympia, WA 98504-0927, (206) 743-3084.

Name of Proponent: Sentencing Guidelines Commission, governmental.

Rule is not necessitated by federal law, federal or state court decision.

Explanation of Rule, its Purpose, and Anticipated Effects: The current commission bylaws (chapter 437-10

WAC) do not permit the designee of any commission member to vote. In the 1993 legislative session, RCW 9.94A.060 was amended to permit the director of the Office of Financial Management to vote at commission meetings. This legislative change was prompted by the realization that the director of the Office of Financial Management is an ex officio member of numerous boards and commissions and can not realistically be expected to attend all of their meetings. The purpose of this proposed rule change is to bring chapter 437-10 WAC in line with RCW 9.94A.060. There are two anticipated effects of this rule change: The director of the Office of Financial Management will have meaningful representation at commission meetings; and it will be easier for the commission to satisfy the quorum requirements.

Proposal Changes the Following Existing Rules: This proposal allows the director of the Office of Financial Management to appoint a voting designee for meetings of the Sentencing Guidelines Commission.

No small business economic impact statement is required for this proposal by chapter 19.85 RCW.

Hearing Location: Homecourt, 6329 South 212th Street, Kent, WA 98032, on November 12, 1993, at 9:15 a.m.

Submit Written Comments to: Sentencing Guidelines Commission, 421 Capitol Boulevard, Suite 303, P.O. Box 40927, Olympia, WA 98504-0927, by November 9, 1993.

Date of Intended Adoption: November 12, 1993.

October 5, 1993 David L. Fallen Executive Officer

AMENDATORY SECTION (Amending Order 84-01, filed 11/19/84)

WAC 437-10-030 Absences of members from meetings. Any member who misses three consecutive meetings will have the fact called to ((his)) that member's attention by the chair of the sentencing guidelines commission with the request that the member reconsider his or her ability to continue as a member. The chair shall also advise the governor of situations regarding absenteeism which ((he/she)) the chair deems appropriate to call to the attention of the governor and request that the governor consider a replacement for that member.

AMENDATORY SECTION (Amending Order 84-01, filed 11/19/84)

WAC 437-10-040 Quorum. A quorum for the transaction of business, except actions taken pursuant to ((sections 4 or 16 of the act)) RCW 9.94A.040, 9.94A.160, or 9.94A.165, shall constitute no fewer than a simple majority of the voting members appointed. The members present at a meeting at which a quorum is not present may elect to proceed with the business of the meeting subject to ratification of all action taken whenever a quorum is next present at a meeting.

Actions taken pursuant to ((sections 4 of [or] 16 of the set)) RCW 9.94A.040, 9.94A.160, or 9.94A.165 must be approved by an absolute majority of the voting members of the commission.

AMENDATORY SECTION (Amending Order 84-01, filed 11/19/84)

- WAC 437-10-060 Voting procedures. (1) Voting during meetings of the sentencing guidelines commission shall be recorded.
- (2) The chairperson shall have the same voting rights as any other member of the sentencing guidelines commission.
- (3) Only duly appointed members of the sentencing guidelines commission (not designees) shall be permitted to vote on any issue before the sentencing guidelines commission except for the designee of the director of the office of financial management who shall be permitted to vote; no proxies shall be permitted to vote.
- (4) Action by the sentencing guidelines commission will be determined by a simple majority vote in accordance with quorum requirements.
- (5) Any member on the sentencing guidelines commission who has a direct or indirect personal interest in a contract or application before the sentencing guidelines commission will withdraw himself/herself from voting on that matter. The sentencing guidelines commission member may, however, participate in discussions and answer questions from other sentencing guidelines commission members.

WSR 93-20-097 PROPOSED RULES WASHINGTON STATE EMPLOYEE COMBINED FUND DRIVE

[Filed October 5, 1993, 2:46 p.m.]

Original Notice.

Title of Rule: Basic standards and criteria for charity membership applicable to those charities involved in environmental assistance.

Purpose: To allow public and private charities that deliver services or assistance that conserve, protect, or restore the environment, into the combined fund drive.

Statutory Authority for Adoption: Executive Order 84-13 and WAC 240-10-010(7).

Statute Being Implemented: WAC 240-10-030.

Summary: The combined fund drive committee wishes to include charities that deliver services or assistance that conserve, protect, or restore the environment. Currently, charities that provide an indirect benefit to human beings are not eligible for membership in the combined fund drive. The combined fund drive committee wishes to change this.

Reasons Supporting Proposal: State employees have requested that charities assisting the environment be included in the combined fund drive. The combined fund drive committee agrees with this request.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Randy Ryan, Olympia, Mailstop 47500, 586-9113.

Name of Proponent: Washington State Employee Combined Fund Drive, governmental.

Rule is not necessitated by federal law, federal or state court decision.

Explanation of Rule, its Purpose, and Anticipated Effects: This rule will allow public nonprofit charities, domestic and foreign, that provide services or assistance to

human beings by conserving, protecting or restoring the environment. The purpose of this rule is to expand the availability of entrance into the combined fund drive so that state employees may contribute to a broader range of charities. The anticipated effects are that state employees will have the opportunity to donate to charities that are environmental in nature.

Proposal Changes the Following Existing Rules: The current section of WAC 240-10-030(6) only allows charities into the combined fund drive that provide services directly to human beings. The change will allow both those charities that provide direct and indirect services to human beings into the combined fund drive.

No small business economic impact statement is required for this proposal by chapter 19.85 RCW.

Hearing Location: College of Ocean and Fishery Sciences, University of Washington, Henderson Hall, Room 526, Seattle, Washington 98195, on November 18, 1993, at 9:30 a.m.

Submit Written Comments to: Randy Ryan, Program Manager, P.O. Box 47500, Olympia, WA 98504-7500, by November 12, 1993.

Date of Intended Adoption: November 18, 1993.

October 5, 1993 Steven M. Goff Chair

AMENDATORY SECTION (Amending Order 87-1, filed 8/20/87)

WAC 240-10-030 **Definitions.** (1) Committee - The Washington state employee combined fund drive committee described in WAC 240-10-010.

- (2) State employee combined fund drive campaign An arrangement by which the committee provides one or more other participating organizations with the opportunity to receive funds contributed to them in the annual campaign, based on their compliance with the regulations herein.
- (3) Participating organization A health and welfare agency whose application has been accepted by the committee.
- (4) Annual campaign The once-a-year period of organized solicitation of state employees conducted annually to obtain voluntary contributions from state employees for charitable commitments to be allocated during the ensuing year of contributions.
- (5) Year of contributions The annual calendar year for collection of the voluntary payroll deductions for charitable contributions authorized by state employees pursuant to these regulations. The normal, full annual calendar year shall begin with January and end with the ensuing December.
- (6) Health and welfare agency The terms "voluntary agency," "voluntary health and welfare agency," "voluntary charitable agency," and "voluntary charitable health and welfare agency" mean an organization that is organized and operated for the purpose of rendering, or of materially or financially supporting the rendering of, one or more of the following services $((\frac{\text{directly to, and}}{\text{otherwise}}))$ for the $((\frac{\text{direct}}{\text{otherwise}}))$ benefit of $((\frac{\text{otherwise}}{\text{otherwise}}))$
 - (a) Delivery of health care to ill or infirm individuals;
- (b) Education and training of personnel for the delivery of health care to ill or infirm individuals;

- (c) Health research for the benefit of ill or infirm individuals;
- (d) Delivery of education, training, and care to physically and mentally handicapped individuals;
- (e) Treatment, care, rehabilitation, and counseling of juvenile delinquents, criminals, released convicts, persons who abuse drugs or alcohol, persons who are victims of intra-family violence or abuse, persons who are otherwise in need of social adjustment and rehabilitation, and the families of such persons;
- (f) Relief of victims of crime, war, casualty, famine, natural disasters, and other catastrophes and emergencies;
- (g) Neighborhood and community-wide social services that directly assist needy, poor, and indigent individuals, including provision of emergency relief and shelter, recreation, transportation, the preparation and delivery of meals, educational opportunities, and job training;
- (h) Protection of families that, on account of economic or other need, poverty, indigence, or emergency, are in long-term or short-term need of family, child-care, and maternity services, child and marriage counseling, foster care, and guidance or assistance in the management and maintenance of the home and household;
- (i) Relief of needy, poor, and indigent infants and children, and of orphans, including the provision of adoption services;
- (j) Relief of needy, poor, and indigent adults and of the elderly;
- (k) Delivery of services or assistance that conserve, protect, or restore the environment.
- (7) Local presence Demonstration of direct and substantial presence in the local campaign community:
- (a) The availability of services, such as examinations, treatments, inoculations, preventive care, counseling, training, scholarship assistance, transportation, feeding, institutionalization, shelter, and clothing to persons working or residing in the local campaign community.
- (b) The presence within the local campaign community, or within reasonable commuting distance thereof, of a facility at which services may be obtained, such as an office, clinic, mobile unit, field agency, or direct provider, or specific demonstrable effects of research, such as personnel or facilities engaged therein or specific local applications thereof.
- (c) The availability to persons working or residing in the local campaign community of communication with the voluntary charitable agency by means of home visits, transportation, or telephone calls, provided by the voluntary agency at no charge to the recipient or beneficiary of the service.
- (8) Overseas Areas outside of the District of Columbia and the fifty states of the United States.

WSR 93-20-098
PROPOSED RULES
INTERAGENCY COMMITTEE
FOR OUTDOOR RECREATION

[Filed October 5, 1993, 3:00 p.m.]

Original Notice.

Title of Rule: WAC 286-27-060.

Purpose: To amend the administrative regulation which addresses project conversions under the Washington wildlife and recreation program (WWRP) too eliminate the need for IAC preapproval for project conversions authorized by the National Trails System Act.

Statutory Authority for Adoption: RCW 43.98A.070(5). Statute Being Implemented: Chapter 43.98A RCW.

Summary: IAC's present administrative regulation restricts conversions of Washington wildlife and recreation program projects in such a way that the committee may not be able to fund projects authorized under 8(d) of the National Trails System Act, 16 U.S.C. § 1247(d). The amendment will eliminate any confusion on this issue.

Reasons Supporting Proposal: To allow IAC to fund projects under 8(d) of the National Trails System Act, 16 U.S.C. § 1247(d) with WWRP funds.

Name of Agency Personnel Responsible for Drafting: Marjorie Smitch, Assistant Attorney General, Olympia, 664-9235; Implementation and Enforcement: Eric Johnson, Olympia, 902-3015.

Name of Proponent: Interagency Committee for Outdoor Recreation, governmental.

Rule is necessary because of federal law, 16 U.S.C. § 1247(d).

Explanation of Rule, its Purpose, and Anticipated Effects: Under the existing rule, Washington wildlife and recreation program projects cannot be converted to uses other than those for which the funds were originally approved, except under limited conditions and/or with the approval of the Interagency Committee. The National Trails System Act, 16 U.S.C § 1247 allows for interim use of established railroad right of way for trails if such interim use is subject to restoration or reconstruction upon reactivation of a line for rail purposes under an Interagency Committee order. The proposed amendment would allow a conversion from trail to rail automatically, without Interagency Committee approval, upon reactivation for rail purposes.

Proposal Changes the Following Existing Rules: Existing rule requires Interagency Committee approval for project conversions under WWRP program. Proposed rule would allow for automatic conversion for rails to trails projects under the National Trails System Act.

No small business economic impact statement is required for this proposal by chapter 19.85 RCW.

Hearing Location: Natural Resources Building, Room 172, Olympia, Washington, on November 18, 1993, at 1:00 p.m.

Submit Written Comments to: Laura Eckert, Director, Interagency Committee, P.O. Box 40917, Olympia, WA 98504-0917, by November 9, 1993.

Date of Intended Adoption: November 18, 1993.

October 5, 1993 Debra Wilhelmi Assistant Director

AMENDATORY SECTION (Amending WSR 91-17-010, filed 8/12/91, effective 9/12/91)

WAC 286-27-060 Project conversions. (1) Except under conditions brought about by acts of God ((OF)), fire, and projects authorized by the ICC under 8(d) of the National Trails System Act, 16 U.S.C. § 1247(d), natural

resources and facilities purchased with chapter 43.98A RCW funds shall not, without the approval of the committee, be converted to uses other than those for which the funds were originally approved. The committee will only approve such conversions on conditions which assure the substitution or replacement with natural resources or facilities which are of at least equal fair market value at the time of conversion. Natural resources and facilities must also be of as nearly equivalent or greater usefulness and location, if physically and/or biologically feasible.

- (2) Projects authorized by the ICC under 8(d) of the National Trails System Act, 16 U.S.C. § 1247(d) shall convert to railroad purposes automatically upon reactivation of a line for rail purposes under an ICC order. Substitution or replacement with natural resources, facilities or moneys which are of at least equal fair market value at the time of conversion may be required. Substitution or replacement of natural resources and facilities, when required, must be of as nearly equivalent or greater usefulness and location, or provide a public benefit, if physically, economically, and/or biologically feasible.
- (3) The committee is entitled to pursue and obtain remedies which assure the substitution or replacement of natural resources or facilities in accordance with ((WAC 286 27 060(1) for any such conversion which may occur without its proper approval)) this section.

WSR 93-20-099 PROPOSED RULES INTERAGENCY COMMITTEE FOR OUTDOOR RECREATION

[Filed October 5, 1993, 3:02 p.m.]

Original Notice.

Title of Rule: WAC 286-20-010 Scope of chapter.

Purpose: To amend rule to clarify that chapter 286-20 WAC, Application procedure, does not apply to the Washington wildlife and recreation program.

Statutory Authority for Adoption: RCW 43.98A.070(5). Statute Being Implemented: Chapter 43.98A RCW.

Summary: The proposed rule change will make it clear that chapter 286-20 WAC does not apply to the Washington wildlife and recreation program.

Reasons Supporting Proposal: The Washington wildlife and recreation program has its own administrative rules, chapter 286-27 WAC.

Name of Agency Personnel Responsible for Drafting: Marjorie Smitch, Assistant Attorney General, Olympia, 664-9235; Implementation and Enforcement: Eric Johnson, Olympia, 902-3015.

Name of Proponent: Interagency Committee for Outdoor Recreation, governmental.

Rule is not necessitated by federal law, federal or state court decision.

Explanation of Rule, its Purpose, and Anticipated Effects: The proposed rule change will clarify that chapter 286-20 WAC does not apply to the Washington wildlife and recreation program.

Proposal Changes the Following Existing Rules: It deletes the Washington wildlife and recreation program from the application procedures of chapter 286-20 WAC. Chapter

286-27 WAC addresses the Washington wildlife and recreation program.

No small business economic impact statement is required for this proposal by chapter 19.85 RCW.

Hearing Location: Natural Resources Building, Room 172, Olympia, Washington, on November 18, 1993, at 1:00 p.m.

Submit Written Comments to: Laura Eckert, Director, Interagency Committee, P.O. Box 40917, Olympia, WA 98504-0917, by November 9, 1993.

Date of Intended Adoption: November 18, 1993.

October 5, 1993 Debra Wilhelmi Assistant Director

AMENDATORY SECTION (Amending Order 79-1, filed 9/5/79)

WAC 286-20-010 Scope of chapter. The purpose of this chapter is to set forth the requirements which must be met by any applicant in submitting an application for funds administered or granted by the interagency committee except applicants for off-road vehicle funds and Washington wildlife recreation program funds.

WSR 93-20-101 PROPOSED RULES DEPARTMENT OF AGRICULTURE

[Filed October 5, 1993, 3:46 p.m.]

Original Notice.

Title of Rule: Chapter 16-750 WAC, State noxious weed list and schedule of monetary penalties.

Purpose: The amendment adds new weeds as recommended by the Washington State Noxious Weed Control Board Weed Committee. The amendment also changes regions of mandatory control of Class B weeds.

Statutory Authority for Adoption: Chapter 17.10 RCW. Statute Being Implemented: Chapter 17.10 RCW.

Summary: The amendment meets the requirement in chapter 17.10 RCW to update to the state noxious weed list annually.

Reasons Supporting Proposal: Changes to the weed list reflect new information on noxious weeds in Washington.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: K. Diane Dolstad, 1111 Washington Street, Olympia, 902-2060.

Name of Proponent: Washington State Noxious Weed Control Board, Washington State Department of Agriculture, governmental.

Rule is not necessitated by federal law, federal or state court decision.

Explanation of Rule, its Purpose, and Anticipated Effects: The amendments to the rule make the state noxious weed list current with known information about noxious weed infestations in Washington state.

Proposal Changes the Following Existing Rules: Adds new species to the weed list and changes regions of mandatory control of Class B weeds.

No small business economic impact statement is required for this proposal by chapter 19.85 RCW.

(8) catsear, common Hypochaeris radicata

Cordgrass, smooth

(10) cordgrass, common

(12) deadnettle, hybrid

Egeria densa

Ulex europaeus

(16) hawkweed, orange

(17) hawkweed, yellow

Torilis arvensis

Amorpha fruticosa

(20) knapweed, black

(21) knapweed, brown

(22) knapweed, diffuse

Centaurea nigra

Centaurea iacea

Centaurea diffusa

(18) hedge parsley

(19) indigobush

Hieracium pratense

Hieracium aurantiacum

(15) gorse

Lamium hybridum (13) elodea, Brazilian

fieldcress, Austrian

Rorippa austriaca

(11) daisy, oxeye

Spartina anglica

Chrysanthemum leucanthemum

Spartina alterniflora

Hearing Location: Agriculture Service Center Conference Room, 2015 South First Street, Yakima, WA 98903, on November 17, 1993, at 11:00.

Submit Written Comments to: K. Diane Dolstad, P.O. Box 42560, Olympia, WA 98504-2560, by November 17, 1993.

Date of Intended Adoption: December 10, 1993.

October 5, 1993 K. Diane Dolstad Assistant Director

AMENDATORY SECTION (Amending WSR 93-01-004, filed 12/2/92, effective 1/2/93)

WAC 16-750-011 State noxious weed list—Class B

noxious weeds. Will be a "Class B designate" in Name all lands lying within: (a) regions 1,2,3,5,6,8,9,10 (1) blackgrass Ferry, Stevens, Pend Oreille counties of Alopecurus myosuroides region 4 Adams County of region 7. regions 1,2,3,4,5,6,8,9,10 (2) blueweed region 7 except for an area starting at the Echium vulgare Stevens County line on SR 291 south to the SR 291 bridge over the Little Spokane River, thence upstream along the Little Spokane River to the first Rutter Parkway Bridge; thence south along the Rutter Parkway to the inter- section of Rutter Parkway and Indian Trail Road; thence southerly along Indian Trail Road to a point three miles south (on section line between sections 22 and 27, T-26N, R-42E): thence due west to a point intersecting the line between Ranges 41 and 42; thence north along this line to a point 1/4 mile south of Charles Road; thence northwesterly parallel to Charles Road to a point 1/4 miles south of the intersection of Charles Road and West Shore Road; thence northerly along West Shore Road to the Spokane River (Long Lake); thence southeasterly along the Spokane River to the point of beginning. regions 3,4,6,7,9,10. (3) broom, Scotch (a) Cytisus scoparius regions 1,2,3,4,5,6,8,9 bryony, white region 7 except Whitman County (b) Bryonia alba Franklin County of region 10. regions 1,2,3,5,6,8,9,10 (5) bugloss, common region 4 except Stevens and Spokane Anchusa officinalis counties Lincoln, Adams, and Whitman counties (c) of region 7 regions 1,2,3,4,5,6,8,9 (6) bugloss, annual Lincoln and Adams counties Anchusa arvensis Whitman County except ranges 43 through 46 East of Townships 16 through 20 North. regions 1,2,3,4,5,7,8,9 (7) camelthorn region 6 except those portions of Sections Alhagi pseudalhagi 23,24,25, and 29 through 36, T16N, R27E, W.M. lying outside Intercounty Weed District No. 52 and except Sections 1 through 12, T15N, R27E, W.M. in Grant County Franklin, Columbia, Garfield, and Asotin counties of region 10 an area beginning at the Washington -Oregon border at the southwest portion of section 15, R32E, T6N, then north to

- border, then west along the Washington - Oregon border to the point of beginning.
 - regions 3,4,6,7,9,10. (a)
 - (a) regions 1,3,4,5,6,7,9,10
 - region 2 except bays and estuaries of Skagit County
 - region 8 except bays and estuaries of Pacific County
 - regions 1,3,4,5,6,7,8,9,10
 - region 2 except bays and estuaries of Skagit, Island, and Snohomish counties.
 - regions 7,10. (a)
 - region 9 except those areas lying within (b) Klickitat and Yakima counties west of Range 13 East.
 - region 6 except those areas lying within Yakima and Kittitas counties west of Range 13 E.
 - regions 1,3,4,5,6,7,8,9,10
 - region 2 except Skagit County.
 - (a) regions 3,4,6,7,9,10
 - regions 1,2,3,4,5,6,8,9
 - regions 7 and 10 except within the (b) Palouse River Canyon from Big Palouse Falls to the Snake River.
 - regions 3,4,6,7,9,10
 - Skagit County of region 2 (b)
 - Thurston and Pierce counties of region
 - Wahkiakum and Cowlitz counties of (d) region 8.
 - regions 3,6,9,10
 - Ferry County of region 4
 - Thurston County of region 5 (c)
 - Lincoln and Adams counties of region 7. (d)
 - regions 1,2,3,5,6,7,8,9,10 (a)
 - region 4 except north of T32N in Pend Oreille County and east Highway 395 and north of Highway 20 in Stevens County.
 - regions 1,2,3,4,5,6,7,8,10
 - Yakima, Benton, Franklin counties
 - Klickitat County except those lands lying within T4N, R10E, R11E, R12E, R13E, R14E; T3N, R10E, R11E, R12E, R13E; T2N, R12E, R13E.
 - regions 1,2,3,4,5,6
 - regions 7 and 10 except within 200 feet of the Snake River from Central Ferry downstream
 - regions 8, 9, and 10 except within 200 feet of the Columbia River.
 - regions 1,2,3,4,5,7,9,10
 - region 6 except Kittitas County
 - region 8 except Clark County.
 - regions 1,2,3,4,5,7,9,10
 - region 6 except Kittitas County
 - region 8 except Clark County.
 - regions 1,2,5,8
 - Grant County lying in Townships 13 through 16 North, Ranges 25 through 27 East; Townships 17 and 18 N., Ranges 25 through 30 East; Townships 19 and 20 North, Ranges 29 and 30 East; T21N, R23E, Sections 1 through 30; T21N, R26E., Sections 5,6,7,8,17, and 18; East 1/2 Township 21N, Range 27E.; T21N, Ranges 28 through 30 E; those portions of Townships 22 through 28N, Ranges 28 through 30 E.; those portions of Township 22 through 28N., Ranges 23 through 30 E. lying in Grant County; all W.M.
 - (c) Adams County except those areas within T15N, R36E, Section 36; T15N, R37E, Sections 22,26,27,28,31,32,33 and 34; T15N, R37E, western half of Sections 23, 24 and 25; T15N, R38E, Sections 2,10,11,14,15,19 and 20; T16N, R38E. Sections 34 and 35; T17N, R37E, Sections 5 and 6
 - (d) Franklin County of regions 9 and 10.

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the northwest corner of section 3, R32E,

T7N, then east to the northeast corner of

section 3, R36E, T7N, then south to

T6N, at the Washington - Oregon

southeast portion of section 15, R36E,

- (23) knapweed, meadow Centaurea iacea x nigra
- (24) knapweed, Russian Acroptilon repens
- (25) knapweed, spotted Centaurea maculosa
- (26) lepyrodiclis Lepyrodiclis holsteoides
- (27) loosestrife, garden Lysimachia vulearis
- loosestrife, purple Lythrum salicaria

(29) loosestrife, wand

Lythrum virgatum

(30) nutsedge, yellow Cyperus esculentus

- (a) regions 1,2,3,4,5,7,9,10
- region 6 except Kittitas County
- (c) region 8 except Clark County.
- regions 1,2,5,7,8
- region 4 except that area lying within the boundaries of the Colville Indian Reservation within Ferry County
- Adams County of region 6
- Intercounty Weed District No. 52
- region 10 except Franklin County. (e)
- (a) regions 1,2,3,5,6,8,9
- (b) Ferry County of region 4
- Adams and Whitman counties of region (c)
- region 10 except Garfield County.
- regions 1,2,3,4,5,6,8,9,10
- region 7 except an area within Whitman County east of the Pullman - Wawawai Road from Wawawai to Pullman and south of State Highway 270 from Pullman to Moscow, Idaho.
- regions 1,2,3,4,6,7,8,9,10
- (b) region 5 except King County.
- regions 1,4,7,8 (a)
- region 2 except Snohomish County
- region 3 except within 100 feet of the ordinary highwater mark of the Okanogan River from the Canadian border south to Riverside
- region 5 except King County
- region 6 except that portion of Grant County lying northerly of the Frenchmen Hills-O'Sullivan Dam Road, southerly of Highway Interstate 90, easterly of the section line of the location of County Road J SW/NW if constructed and westerly of the section line of the location of County Road H SE/NE if constructed
- (f) region 9 except Benton County
- region 10 except Walla Walla County
- (h) Intercounty Weed Districts No. 51 and No. 52.
- (a) regions 1,4,7,8
- region 2 except Snohomish County
- region 3 except within 100 feet of the ordinary highwater mark of the Okanogan River from the Canadian border south to Riverside
- (d) region 5 except King County
- region 6 except that portion of Grant County lying northerly of the Frenchmen Hills-O'Sullivan Dam Road, southerly of Highway Interstate 90, easterly of the section line of the location of County Road J SW/NW if constructed and westerly of the section line of the location of County Road H SE/NE if constructed
- region 9 except Benton County
- region 10 except Walla Walla County
- Intercounty Weed Districts No. 51 and (h) No. 52
- regions 1,2,3,4,5,7,8
- region 6 except: those areas lying between State Highway 26 and State Highway 28, and westerly of Dodson Road in Grant County, and except S 1/2, Sec. 2, T20N, R25E., W.M.
- region 9 except:
 - except those areas lying within the following boundary description within Yakima County: Beginning at the intersection of Highway 12 and Parker Heights Road and continuing easterly to Konnowac Pass Road follow said road north to the intersection of Konnowac Pass Road and Nightingale Road. The northern boundary shall be the Roza Canal, continuing from the established point at Nightingale Road. The boundaries will follow the Roza Canal easterly to the County Line Road. The east

- (31) oxtongue, hawkweed Picris hieracioides
- parrot feather Myriophyllum brasiliense
- (((32)))(33) pepperweed, perennial Lepidium latifolium
- (((33)))(34) ragwort, tansy Senecio jacobaea

(35) saltcedar Tamarix species (((34)))(36) sandbur, longspine Cenchrus longispinus

(((35))) (37) skeletonweed, rush Chondrilla juncea

boundaries will be the Yakima/ Benton County Line from a point beginning at the County Line and Highway 22 (near Byron) continuing westerly along Highway 22 (to near the city of Mabton) to the intersection of Highway 22 and the Reservation Boundary (Division Road) and continuing north to the Yakima River. Then it will follow the river northwest to the Wapato-Donald Road continuing north along said road to Highway 12 then Highway 12 to Parker Heights Road.

- (ii) an area lying southerly of State Route 14 and within T2N, Ranges 13 and 14 E of Klickitat County
- region 10 except Walla Walla County.
- regions 1,2,3,4,5,6,7,9,10
- region 8 except Skamania County.
- regions 1,2,3,4,5,6,7,9,20
- region 8 except Clark, Cowlitz, and Wahkiakum counties
- regions 1,2,3,4,5,7,8,10
- Grant County lying northerly of Township 21, North, W.M.
- Intercounty Weed Districts No. 51 and (c)
- regions 3,4,6,7,9,10.
- region 5, that portion of Pierce County lying south or east of a boundary beginning at the White River and State Highway 410, then west along State Highway 410 to intersection with State Highway 162 (Orting) to intersection with Orville Road, then south along Orville Road to intersection with Kapowsin Highway (340th Street East), then west following Kapowsin Highway to intersection with State Route 7, then south along State Route 7 to intersection with State Route 702, then west along State Route 702 to intersection with State Route 507, then southwest along State Route 507 to intersection with the Nisqually River. Grant County north of the T22N/T23N
- township line
- regions 1,2,3,4,5,7,8
- Adams County of region 6 except for that area lying within Intercounty Weed District No. 52
- Intercounty Weed District No. 51. (c)
- regions 1,2,3,5,8,9 (a)
- (b) Franklin County except T13N, R36E; and T14N, R36E
- Adams County except those areas lying ((cust)) west of a ((boundary)) line running north from Franklin County along the western boundary of Range 36 East to State Highway 26 then ((east on State Highway 26 to State Highway 261 then north on State Highway 261 to Sutton Roud then east on Sutton Road to Snyder Road then north on Snyder Road extended to Providence Road then west on Providence Road to Klein Road then north on Klein Road to Wellsandt Road then east on Wellsandt Road to Interstate 90 then east on I 90)) north on Sage Road until it intersects Lee Road, then due north until intersection with Providence Road, then east to State Highway 261, then north along State Highway 261 to its intersection with Interstate 90, henceforth on a due north line to intersection with Bauman Road, then north along Bauman Road to its terminus, then due north to the Lincoln County line.
- region 6 except that portion lying within Grant County that is southerly of State Highway 28, northerly of Interstate Highway 90 and easterly of Grant County Road E Northwest

WSR 93-20-101

(((36)))(38) sowthistle, perennial

(((37)))(39) spurge, leafy

Euphorbia esula

(((38)))(40) starthistle, yellow

Centaurea solstitialis

Sonchus arvensis arvensis

Washington State Register, Issue 93-20

- Pend Oreille and Stevens counties north of Township 33 North
- Ferry County (f)
- Asotin County of region 10
- Garfield and Columbia counties south of Highway 12
- Whitman County lying in Ranges 43 through 46 East of Townships 15 through 20 North; T14N, Ranges 44 through 46 East; and T13N, Ranges 45 and 46 East.
- regions 1,2,3,4,5,7,8,9,10.
- regions 1,2,3,4,5,6.8.9,10
- region 7 except as follows:
 - T27N, R37E, Sections 34,35,36; (i) T27N, R38E, Sections 31,32,33; T26N, R37E, Sections 1,2,3,10, 11,12,13,14,15,16,26, T26N, R38E, Sections 5, 6,7,8 of Lincoln County
 - T24N, R43E, Section 12, Qtr. (ii) Section 3, Parcel No. 9068 of Spokane County.
- regions 1,2,3,((4,))5,6,8
- region 4 except those areas within Stevens County bounded by a line beginning at the intersection of State Highway 20 and State Highway 25, then north to intersection with Pinkston Creek Road, then east along Pinkston Creek Road to intersection with Highland Loop Road, then south along Highland Loop Road to intersection with State Highway 20, then west along State Highway 20 to intersection with State Highway 25.

(((b)))

(c) region 7 except those areas within Whitman County lying south of State Highway 26 from the Adams County line to Colfax and south of State Highway 195 from Colfax to Pullman and south of State Highway 270 from Pullman to the Idaho border

(((e)))

(d) Franklin County (((d)))

- (e) region 9 except Klickitat County
- in all lands lying within Asotin County, (f) Region 10, except as follows: T11N, R44E, Sections 25, 26,27,28,29,31,32, 33,34, and 35; T11N, R45E, Sections 21,22,23, and 25; T11N, R36E, Sections 19.20,21,28,29,30,31,32, and 33; T10N, R44E, Sections 1,2,3,4,5,6,8,9,10,11, 12,15, and 16; T10N, R45E, Sections 23 and 24; T10N, R46E, Sections 7,8 17,18,19,20,21,22,27,34, and 35; T9N, R46E, Sections 1,2,12,13,14,23,24, 25,26,35, and 36; T9N, R47E, Sections 18,19,30, and 31; T8N, R46E, Sections 1,2,3,9,10,11,12,13,14,15,16,23, and 24; T8N, R47E, Sections 8,17,18,19,20,29, 30,31, and 32.
- regions 1,2,3,4,5,7,8
- Columbia, Garfield, Asoun, and Franklin counties
- an area beginning at the Washington -(c) Oregon border at the southwest portion of section 15, R32E, T6N, then north to the northwest corner of section 3, R32E, T7N, then east to the northeast corner of section 3, R36E, T7N, then south to the southeast portion of section 15, R36E, T6N, at the Washington - Oregon border, then west along the Washington Oregon border to the point of beginning
- Weed District No. 3 of Grant County.
- regions 1,2,3,5,6,7,8,9,10 (a)
- Spokane and Pend Oreille counties. (b)
- regions 1,2,3,5,6,7,8,9,10
- region 4 except those areas within Stevens County lying north of State Highway 20.

(((42)))(44) thistle, Scotch Onopordum acanthium

(((43)))(45) toadflax, Dalmatian Linaria genistifolia spp. dalmatica

(((44)))(46) watermilfoil,

Myriophyllum spicatum

Eurasian

(a) regions 1,2,3,4,5,6,8,9

- region 7 except for those areas within Whitman County lying south of State Highway 26 from the Adams County line to Colfax and south of State Highway 195 from Colfax to Pullman and south of State Highway 270 from Pullman to the Idaho border
- Franklin County. (c)
- regions 1,2,5,8,10 (a)
- Kittitas, Chelan, Douglas, Adams counties (b) of region 6
- Intercounty Weed District No. 51 (c)
- Weed District No. 3 of Grant County (d)
- Lincoln and Adams counties
- (f) The western two miles of Spokane County of region 7
- region 9 except as follows: (g)
 - those areas lying within Yakima (i) County
 - (ii) those areas lying west of the Klickitat River and within Klickitat County
- (a) regions 1,8,9,10
- region 7 except Spokane County.

Reviser's note: RCW 34.05.395 requires the use of underlining and deletion marks to indicate amendments to existing rules. The rule published above varies from its predecessor in certain respects not indicated by the use of these markings.

AMENDATORY SECTION (Amending WSR 93-01-004, filed 12/2/92, effective 1/2/93)

WAC 16-750-015 State noxious weed list-Class C noxious weeds.

Common Name

babysbreath bindweed, field canarygrass, reed carrot, wild ((eatchfly, conical)) chervil, wild cinquefoil, sulphur cockle, white cocklebur, spiny cress, hoary dodder, smoothseed alfalfa garden rocket

goatgrass, jointed henbane, black houndstongue mayweed, scentless

mullein, common nightshade, bitter poison-hemlock puncturevine rye, cereal snapdragon, dwarf spikeweed St. Johnswort, common tansy, common toadflax, yellow thistle, bull thistle, Canada whitetop, hairy wormwood, absinth

Scientific Name

Gypsophila paniculata Convolvulus arvensis Phalaris arundinacea Daucus carota ((Silene-conoidea)) Anthriscus sylvestris Potentilla recta Lychnis alba Xanthium spinosum Cardaria draba Cuscuta approximata Eruca vesicaria spp. sativa Aegilops cylindrica Hyoscyamus niger Cynoglossum officinale Kochia scoparia Matricaria maritima var. agrestis Verbascum thapsus Solanum dulcamara Conium maculatum Tribulus terrestris Secale cereale Chaenorrhinum minus Hemizonia pungens Hypericum perforatum

Tanacetum vulgare

Linaria vulgaris

Cirsium vulgare

Cirsium arvense

Cardaria pubescens

Artemisia absinthium

(((40)))(42) thistle, musk Carduus nutans (((41)))(43) thistle, plumeless Carduus acanthoides

Proposed

(((39)))(41) Swainsonpea

Sphaerophysa salsula

[100]

WSR 93-20-105 PROPOSED RULES DEPARTMENT OF ECOLOGY

[Order 93-28-Filed October 5, 1993, 3:55 p.m.]

Original Notice.

Title of Rule: WAC 173-19-390 Snohomish County shoreline master program.

Purpose: Adoption of revised shoreline master program into state master program, chapter 173-19 WAC.

Statutory Authority for Adoption: RCW 90.58.200.

Statute Being Implemented: Chapter 90.58 RCW, Shoreline Management Act of 1971.

Summary: The amendment revises the shoreline master program for Snohomish County.

Reasons Supporting Proposal: Shoreline master programs and revisions thereto are developed by local governments and submitted to the department for approval. The programs do not become effective until adopted by the department in accordance with the Shoreline Management Act and the Administrative Procedure Act.

Name of Agency Personnel Responsible for Drafting: Barry Wenger, Washington Department of Ecology, 3190 160th Avenue S.E., Bellevue, WA 98008, (206) 649-7244; Implementation and Enforcement: D. Rodney Mack, Box 47600, Olympia, 98504-7600, (206) 459-6777.

Name of Proponent: Department of Ecology, governmental.

Rule is not necessitated by federal law, federal or state court decision.

Explanation of Rule, its Purpose, and Anticipated Effects: This is a revised and updated shoreline master program for Snohomish County. It provides goals, objectives, policies and regulations to guide development within its shoreline areas.

Proposal Changes the Following Existing Rules: This amends chapter 173-19 WAC, Shoreline Management Act of 1971, state master program.

No small business economic impact statement is required for this proposal by chapter 19.85 RCW.

Hearing Location: Henry M. Jackson Board Room, Sixth Floor, Snohomish County Administration Building, 3000 Rockefeller Avenue, Everett, WA, on November 16, 1993, at 7:00 p.m.

Submit Written Comments to: Master Program Coordinator, Washington State Department of Ecology, Shorelands and Coastal Zone Management Program, P.O. Box 47692, Olympia, WA 98504-7692, by November 13, 1993.

Date of Intended Adoption: December 21, 1993.

October 5, 1993 Mary Riveland Director

AMENDATORY SECTION (Amending Order DE 88-55A, filed 3/14/90, effective 4/14/90)

WAC 173-19-390 Snohomish County. Snohomish County master program approved December 27, 1974. Revision approved June 16, 1978. Revision approved June 23, 1982. Revision approved August 25, 1983. Revision approved January 4, 1984. (([Revision approved September 11, 1986.)) Revision approved February 11, 1987. Revision approved March 7, 1989. Revision approved July 5, 1989. Revision approved December 20, 1993.

WSR 93-20-109 PROPOSED RULES DEPARTMENT OF FISHERIES

[Filed October 5, 1993, 4:53 p.m.]

Original Notice.

Title of Rule: Licensing and fish reporting rules.

Purpose: Amend rules regarding decal display, personal use licenses, license dealers, and fish receiving tickets.

Statutory Authority for Adoption: RCW 75.08.080.

Statute Being Implemented: RCW 75.08.080.

Summary: WAC 220-20-050, this rule deals with the display requirements for vessel registration, salmon guide and angler permit decals. Beginning in 1994, commercial license decals will be issued only for salmon guide vessels. These vessels, which outwardly appear the same as recreational vessels, need to be identified for function. Eliminating the annual commercial license decals will be a cost savings to the state. Because commercial licenses are now issued to persons rather than vessels, direct inspection of the license is needed to determine the operator and vessel. As a result, current annual license decal display assumes less importance. The department will continue to require all commercial vessels to display vessel registration decals, and salmon charter vessels to display angler permit decals; WAC 220-20-051, this rule deals with fishers designating the vessel on which to use a commercial license. Because of statutory change in 1993, licenses are now issued to persons, who must designate a vessel prior to using the commercial license. This rule sets the criteria for vessel identification at the time of designation. It reduces the possibility of foreignhulled vessels improperly entering the fishery and conforms state and federal rules. The ten-inch high numbering requirement results from industry discussions prior to the passage of the 1993 legislation. It is intended to facilitate enforcement and vessel safety. The department will allow either documentation or state registration numbers in order to conform with existing NMFS rules; WAC 220-55-005, this rule establishes the form of the personal use license authorized by the 1993 legislature and clarifies who does and does not have to have a recreational fisheries enhancement stamp. Additionally, the requirements for a valid license are explained; WAC 220-55-010, this rule changes the old razor clam license and supplants it with a shellfish and seaweed license as authorized by the 1993 legislature. It continues to be a wearable document; WAC 220-55-015, this rule makes physical possession of a license a requirement, and establishes a requirement for wearing a shellfish and seaweed license while harvesting shellfish. This is not required for harvesting seaweed since it is not required by statute; WAC 220-55-040, this rule defines the meaning of "blind person" and "veteran," terms used in the licensing statutes; WAC 220-55-050, this rule establishes the two-day validation date; WAC 220-55-055, this rule clarifies the expiration of a two-day license; WAC 220-55-060, this rule establishes that free licenses are issued from Olympia; WAC 220-55-065, this rule establishes the method for issuance and use of disability permits. Formerly for razor clams only, disability permits

will now be available for all food fish and shellfish harvesting; WAC 220-55-070, this rule establishes what constitutes a valid catch record card; WAC 220-55-075, this rule established the recreational enhancement surcharge program as a stamp, and defines for what fisheries is needed and who must have the stamp; WAC 220-55-100, this rule defines who is a personal use license dealer; WAC 220-55-105, this rule establishes criteria for license dealers that allow dealers to obtain and sell personal use licenses without prepayment or posting of a bond. It also clarifies that sales receipts are the property of the state, and sets a criminal penalty for failure to remit proceeds from sale of licenses; WAC 220-55-110, this rule requires dealers selling a two-day license to enter the validation date and requires dealers to put the catch record card number on the personal use license if a personal use license is required; WAC 220-55-115, this rule increases the dealer handling fee from fifty cents to one dollar. Dealers who formerly received \$1.50 for issuing personal use, salmon and sturgeon stamps will now receive \$1.00 for a food fish license (plus \$1.00 for recreational enhancement if applicable). Similarly, dealers who issued Hood Canal shrimp and razor clams for a \$1.00 total handling fee will now receive \$1.00 for a shellfish and seaweed license. This also standardizes the handling fee for fisheries and wildlife licenses; WAC 220-55-120, this rule states when and how inventory may be returned, and how the department will treat unreturned inventory; WAC 220-69-220, this rule changes the address and telephone number to the new office location and substitutes the gender neutral term "fisher"; WAC 220-69-245, this rule requires dealers to return sport catch record cards that have been turned into dealers to the department. This will facilitate capture of catch information needed for management; WAC 220-69-260, this rule changes the number of copies of nontreaty fish receiving tickets, and reflects current business practice; WAC 220-69-270, this rule deals with the use of the license card issued to commercial fishers, and requires designation on the card prior to use of a commercial license. This is the implementing rule for vessel designation since the 1993 legislative change from licenses issued to vessels to licenses issued to persons; and WAC 220-69-273, this rule clarifies that the first sale on a delivery license may be without use of a license card, but that each subsequent sale must use the card.

Reasons Supporting Proposal: See Summary above.

Name of Agency Personnel Responsible for Drafting: Evan Jacoby, P.O. Box 43147, Olympia, WA 98504, 902-2930; Implementation: Loren Stern, P.O. Box 43137, Olympia, WA 98504, 902-2204; and Enforcement: Dayna Matthews, P.O. Box 43147, Olympia, WA 98504, 902-2927.

Name of Proponent: Washington State Department of Fisheries, governmental.

Rule is not necessitated by federal law, federal or state court decision.

Explanation of Rule, its Purpose, and Anticipated Effects: See Summary above.

Proposal Changes the Following Existing Rules: See Summary above.

Small Business Economic Impact Statement: Proposed changes to recreational and commercial licensing, vessel identification and fish reporting rules.

The Department of Fisheries, largely responding to 1993 legislative changes, is proposing numerous changes to

personal use and commercial licensing. Some of these changes will affect small businesses. Those changes that will have such an effect and the efforts made to mitigate for small businesses are set out below.

WAC 220-20-050, this rule affects all fishing vessels, and thus affects small businesses. The department is making no change in the registration decal display requirement for all vessels, but is eliminating the annual license decal for all vessels except salmon guide. Because of the manner of operation of salmon guide vessels, contacting the vessel operator may be impossible. It is felt that display of an annual license is less intrusive than an on-water contact. There is no change in the requirement for display of the angler permit decal; WAC 220-20-051, this rule affects all fishing vessels and thus affects small businesses. The vessel designation requirement is very similar to the current proof of ownership requirement, and is mandated by chapter 340, Laws of 1993. In order to reduce the paperwork required of vessel owners who renew licenses with no change in vessels, the department is proposing to review the ownership document only each fifth year. The department is proposing that all vessels display their official number in ten-inch high letters. This requirement is currently in effect for all vessels taking ground fish under National Marine Fisheries Service rules. The cost, per vessel, of requiring this is anticipated to be less than \$5.00 (one can of paint), and the time needed to paint the number on each side of the vessel less than one half hour; WAC 220-55-005, 220-55-010, 220-55-015, 220-55-055, and 220-55-075, personal use license requirements, no effect on small businesses; WAC 220-55-040, 220-55-050, and 220-55-100, personal use license definitions, no effect on small businesses; WAC 220-55-060, this rule changes the issuance of free businesses license from license dealers to Olympia. Since there was no dealers fee for free licenses, it was an uncompensated burden on small businesses; WAC 220-55-065, personal use license physical disability permits will be issued from Olympia, there is no effect on small businesses; WAC 220-55-070, catch record card requirements, no effect on small businesses; WAC 220-55-105, license dealer requirements will apply to all persons selling personal use licenses, and thus affect small businesses. Dealers have complained about being required to prepay or post a bond to obtain license stock for sale. In order to accommodate dealers with a good licensing history, the department is proposing to eliminate the bonding/prepayment requirement. It is anticipated that this will reduce the cost to small dealers, improve the rapidity with which dealers can restock, and reduce the workload at the department. Should dealers fail to remit monies or have audit exceptions, the bonding/prepayment requirement would be reestablished. Any dealer submitting an NSF check would thereafter be required to bond or prepay. Lastly, greater accountability for state monies is established by stating that proceeds from the sale of licenses belong to the state, and making conversion of these funds a crime; WAC 220-55-110, these license dealer requirements currently exist, and represent no change, and thus no additional burden on small businesses. The entry of the validation date prevents a person fraudulently holding an unvalidated two-day license for validation only upon being checked. The catch record requirement prevents multiple catch records being used to exceed the daily or weekly bag limits; WAC 220-55-115, the increase in the

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dealer's fee offsets the reduction in the number of documents that will be handled by the dealers. Instead of personal use, sturgeon, salmon and Hood Canal shrimp license stamps and razor clam tags, there will be only food fish, shellfish and seaweed and recreational enhancement license documents (there is no change in short-term licenses). Additionally, the dealer fee of \$1.00 is the same dealer fee as for the Department of Wildlife. This will assist in future license merger, anticipated to begin in 1995; WAC 220-55-120, this rule affects all license dealers and thus small businesses. There is no change in the current practice of not accepting unused inventory after January 31st of the year following expiration, and thus no additional burden on small businesses. The one change is the presumption of sale of unreturned inventory. Failure to return inventory is a source of loss of accountability of proceeds that are properly state property. Since the department is proposing that many dealers no longer need to buy or post performance bonds, this loss of assurance that the inventory will be accounted for is of greater magnitude than before. The department feels that the burden on small businesses to account for licensing documents that have an intrinsic value follows generally accepted accounting principles and is not unduly burdensome; WAC 220-69-220, the change in mailing address and telephone number have no affect on small businesses; WAC 220-69-245, this proposal requires dealers to remit catch record cards that have been turned in to them by fishers. The department considered centralized deposit sites, additional deposit boxes and prohibiting fishers from turning cards into dealers. It is recognized that mailing in catch record cards is a burden on small businesses, and the department is investigating methods to mitigate this burden. However, the catch information on the catch record cards is critical for state-wide validation of computer modeling, and loss of the information would compound management error. Currently dealers are required to remit catch record book stubs, and it was felt that remitting used catch records was not unreasonable; WAC 220-69-260, this rule affects all wholesale dealers who handle nontreaty food fish, but reduces their distribution and thus is a savings rather than a burden; WAC 220-69-270, this rule affects all vessel owners, but is statutorily mandated. The department has no alternative if it is to issue licenses containing the name of the vessel on which the license is to be used except to ask for the mane [name] of the vessel. The elimination of duplicate license cards ensures that the information on the fish receiving ticket is correct. Since there is a requirement for the operator signature on the fish receiving ticket it is unreasonable to issue a duplicate license card for "preparing the. . .fish receiving ticket in the deliverer's absence"; and WAC 220-69-273, this rule affects only first time deliveries on a salmon emergency delivery license or a vessel delivery license. This rule potentially affects approximately ten percent of the commercial fleet (1992 license statistics show 595 vessel delivery licenses out of a fleet size of 5,837 licensees), but in reality affects only those persons who come in from Alaska or Oregon and need to make an immediate delivery. Since the department has a 24-hour turn around time on issuance of vessel delivery licenses, there is no reason that a licensee should have to make two deliveries without using the license card.

Hearing Location: At 1:00 p.m, on Tuesday, November 9, 1993, Lower Columbia College, Room - Library 102,

2600 North 20th Avenue, Pasco, WA; at 3:00 p.m., on Monday, November 15, 1993, Clark College, Foster Auditorium, 1800 East McLoughlin, Vancouver, WA; and at 10:00 a.m., on Tuesday, November 16, 1993, N.O.A.A., Sand Point Facility, Auditorium, 7600 Sand Point Way N.E., Seattle, WA.

The department will accommodate persons with disability at these hearings. A person needing assistance because of a disability or assistance for a hearing impairment is requested to contact the department at least seven days prior to the scheduled hearing at (206) 902-2930.

Submit Written Comments to: Rules Coordinator, Washington State Department of Fisheries, Olympia, Washington 98504, by November 8, 1993.

Date of Intended Adoption: November 30, 1993.

October 5, 1993
Judith Freeman
Deputy
for Robert Turner
Director

AMENDATORY SECTION (Amending Order 87-150, filed 10/9/87)

WAC 220-20-050 Display of registration, salmon guide, and ((commercial license)) angler permit decals ((and identification numbers)). (1) At the time a vessel is first designated on any license pursuant to WAC 220-20-051, the department will issue a permanent vessel registration number and a set of two vessel registration decals. The vessel registration ((and commercial year license)) decals ((issued to each commercial fishing vessel by the licensing division of the department:

- (1))) <u>must be affixed to the registered ((and licensed))</u> vessel in a permanent manner((;
- (2) Must)) and be ((affixed in such a manner that they are)) clearly visible from each side of the vessel.
- (2) Salmon guides, upon designating a vessel to be used, will be issued salmon guide decals for that vessel, which decals must be affixed to the vessel in a permanent manner and be clearly visible from each side of the vessel. Each guide using the vessel must have separate decals for the vessel. Salmon guide license decals will be issued annually upon renewal of the salmon guide license.
- (3) Angler permit decals will be issued to each salmon charter licensee upon designation of a vessel and the angler permit decals must be affixed to the vessel in a permanent manner and be clearly visible from each side of the vessel.

NEW SECTION

WAC 220-20-051 Vessel designation requirements.

(1) In any licensed fishery for which a vessel is required under chapter 75.28 RCW, or for any delivery of food fish or shellfish, or for any charter fishery, it is unlawful to fish for, harvest, deliver, or possess food fish or shellfish unless the licensee has designated the vessel from which the food fish or shellfish are to be taken or delivered, the department has issued a commercial license to the licensee showing the vessel so designated, and the vessel operator has the commercial license in physical possession.

(2) The following definitions apply to this section:

- (a) "Documentation" means vessel documentation by the United states Coast Guard showing eligibility for fishery. Once documentation is presented as evidence of ownership it becomes the only acceptable evidence of ownership unless the vessel is remeasured, found to be less than five net tons and no longer eligible for documentation.
- (b) "Initial designation" means the designation by an individual licensee of a vessel to be used in a commercial fishery, for delivery of food fish or shellfish, or for charter fishing. Designation by that licensee on additional licenses is not "initial designation," and required evidence of ownership is the same as for continuing designation.
- (c) "Continuing designation" means reapplication for a commercial license with no change in vessel designation.
- (3) A licensee does not have to own the vessel being designated on the license. However, each licensee initially designating a vessel, except nontransferable emergency salmon delivery licensees, and every licensee continuing designation after the fourth continuous designation must offer evidence of ownership. The following is the only acceptable evidence of ownership:
- (a) For initial designation of a vessel measuring less than thirty-two feet in length, evidence of ownership may be either current state vessel registration or current documentation.
- (b) For initial designation of a vessel thirty-two feet or greater in length, evidence of ownership is:
 - (i) Current documentation; or
- (ii) Coast Guard verification that the vessel does not meet the minimum tonnage requirement for documentation (simplified admeasurement); or
- (iii) Verification from the American Bureau of Shipping that the vessel does not meet the minimum tonnage requirement for documentation (formal admeasurement).
- (c) For continuing designation of vessel less than thirtytwo feet in length evidence of ownership may be either current state vessel registration or current documentation.
- (d) For continuing designation of a vessel between thirty-two and thirty-six feet in length evidence of ownership is current state registration for vessels with state registration numbers or current documentation for documented vessels.
- (e) For continuing designation of a vessel greater than thirty-six feet in length, evidence of ownership is:
 - (i) Current documentation; or
- (ii) Coast Guard verification that the vessel does not meet the minimum tonnage requirement for documentation (simplified admeasurement); or
- (iii) Verification from the American Bureau of Shipping that the vessel does not meet the minimum tonnage requirement for documentation (formal admeasurement).
- (4) Every vessel designated to participate in a commercial fishery or to deliver food fish or shellfish must have the official Coast Guard documentation number or complete state registration number permanently displayed in ten-inch tall numbers, or letters and numbers, of proportionate width, clearly visible from each side of the vessel. It is unlawful to participate in a commercial fishery or deliver food fish and shellfish without having such numbers displayed. This subsection does not apply to salmon guide, charter or nontransferable emergency salmon delivery licensees.

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 220-20-017

Commercial fishing licenses— Application and renewal.

NEW SECTION

WAC 220-55-005 Personal use food fish license. A personal use food fish license is a license card issued by the department and shall be color coded to designate resident, nonresident, two consecutive day, or senior citizen. The license is invalid unless the fisher identification information on the license has been completed and the fisher has signed the license. A license is invalid for taking salmon and other food fish from Catch Record Card Areas 5 through 13 and Lake Washington unless a recreational fisheries enhancement stamp has been permanently affixed to a license card in the space provided, and that license is in the physical possession of the fisher except that a recreational fisheries enhancement stamp is not required for two consecutive day licenses, fiveyear disability licenses or for any licenses issued at no cost. Any fisher who has filled a salmon catch record card and purchased another personal use food fish license in order to continue fishing for salmon need not purchase a second recreational fisheries enhancement stamp, provided the fisher has the original license card with recreational fisheries enhancement stamp attached in the fisher's possession.

AMENDATORY SECTION (Amending Order 93-20, filed 3/31/93, effective 5/1/93)

WAC 220-55-010 ((Razor elam)) Personal use shellfish and seaweed license. A personal-use ((razor elam)) shellfish and seaweed license shall consist of a tag printed and issued by the department ((on which is printed the razor clam license number)). The ((razor elam)) license shall be provided with an opening for attachment or display on outer clothing and shall be color-coded to designate resident, nonresident, two consecutive day or senior citizen. The license shall be invalid unless the ((razor elam digger)) harvester information on the license has been completed and the ((digger)) harvester has signed the license.

AMENDATORY SECTION (Amending Order 89-05, filed 3/20/89)

WAC 220-55-015 Valid ((razor elam)) personal use license ((and tag)) required. (1) It ((shall be)) is unlawful for any person to take or possess ((razor elams)) food fish or shellfish for personal use without having in ((his)) physical possession a valid ((razor elam)) license ((and razor elam tag)). ((The razor elam tag))

- (2) A shellfish and seaweed license must be displayed on outer clothing while ((digging razor clams or in possession of razor clams on the digging beach)) harvesting or transporting shellfish in the field.
- (3) The department will not replace lost or mutilated personal use licenses.

AMENDATORY SECTION (Amending Order 89-05, filed 3/20/89)

WAC 220-55-040 ((Prepaid recreational license issuing procedures.)) Free license definitions. ((Recreational license stamps will be distributed by the department or designated distribution agents to license dealers. The stamps may be sold to license dealers on a prepaid basis.)) For purposes of free licenses issued by the department:

(1) A person who is blind, or blind person, means a person who has no vision or whose vision with corrective lenses is so defective as to prevent the performance of ordinary activities for which eyesight is essential.

(2) Veteran means a veteran of the United States Armed Forces.

AMENDATORY SECTION (Amending Order 79-58, filed 8/10/79)

WAC 220-55-050 ((License sales reporting and fee remittances.)) Two consecutive day license validation date. ((Bonded dealers shall report license sales on forms provided by the department and remit receipts from those sales to the department no later than the tenth day of each month following the close of business for the previous ealendar month.)) On a two consecutive day personal use food fish or shellfish and seaweed license, the validation date is the first date on which an angler may fish for, harvest or possess food fish and shellfish.

AMENDATORY SECTION (Amending Order 91-13, filed 4/2/91, effective 5/3/91)

WAC 220-55-055 ((Free license issuing procedure.))
Personal use license and catch record card expiration.
((A free razor clam license shall be issued by the license supervisor or a dealer designated by the department of fisheries, to any qualified applicant. If a license is lost or becomes illegible, a new license must be obtained.)) The expiration date for all personal use licenses and catch record cards is December 31st of the year printed on the license or catch record card, except a two consecutive day license expires at midnight of the day after the validation date or December 31st, whichever occurs first, and a disability license expires five years after the date of issue.

AMENDATORY SECTION (Amending Order 89-05, filed 3/20/89)

WAC 220-55-060 ((Recreational license stamp redemption.)) Free personal use license issuing procedure. ((Recreational license stamps may be redeemed at face value by license dealers upon return to the license division of the department of fisheries, Olympia, Washington, not later than January 31 of the year following expiration, or by returning them by mail to that office, provided they are postmarked no later than January 31st.)) Upon request and presentation of required documentation, a free personal use license and catch record card will be issued by the license supervisor of the department to any qualified applicant under RCW 75.25.091, 75.25.092, or 75.25.110. A lost, mutilated, or illegible free license will be replaced by the license supervisor upon request.

AMENDATORY SECTION (Amending Order 91-13, filed 4/2/91, effective 5/3/91)

WAC 220-55-065 ((Expiration.)) Physical disability permit. ((The expiration date of each resident or nonresident license and eatch record eard, unless otherwise provided, shall be December 31st of the year printed on the license or catch record card. In case of a free license, the license shall not expire, except a license issued to a person under 16 years of age shall expire on that person's 16th birthday. A two consecutive day personal use license shall expire at the close of the day after the validation date, except when the validation date is December 31st, in which case the expiration date is also December 31st.)) (1) Persons who are disabled, but are not entitled to a free license under RCW 75.25.091, 75.25.092, or 75.25.110, may obtain a physical disability permit upon application to the license supervisor of the department. Application must be made on a form supplied by the department and be accompanied by a statement of condition signed by a physician.

(2) A physical disability permit will be issued to a person who is disabled, but must be in the physical possession of the licensed fisher or harvester while fishing or harvesting for the person who is disabled.

(3) Any personal use licensed fisher or shellfish harvester who has a disability permit and is present at the fishing or harvest site may have another personal use licensed fisher or harvester fish or harvest for the person who is disabled.

(4) A seaweed and shellfish licensee with a disability permit need not be present at the site for another licensee to harvest razor clams, but must be in a direct line of sight or within one-quarter mile of the harvest site. A person harvesting razor clams for a person who has a disability permit must keep his or her razor clams separate from the razor clams being harvested for the person who is disabled.

AMENDATORY SECTION (Amending Order 91-13, filed 4/2/91, effective 5/3/91)

WAC 220-55-070 Valid catch record card. A catch record card required while fishing for halibut in Catch Record Card Areas 5 through 13, sturgeon in Grays Harbor, Willapa Bay or the Columbia River, or anadromous salmon anywhere in the state (see WAC 220-56-175) shall be invalid unless:

- (1) The angler possesses the appropriate <u>personal use</u> license ((stamp)) for the fishery in which the angler is participating, if a license ((stamp)) is required. ((A license stamp, issued by the department, is required to be affixed to the recreational license form of the angler if it is an annual license stamp, or in the angler's possession if it is a stamp for a two consecutive day personal use license and the angler can offer proof of identification equivalent to that of a personal use license form. Absent such proof, the stamp must be affixed to a personal use license form.))
- (2) The catch record card number((, if required,)) is written in ink ((across the face of the stamp)) in the appropriate space on the back of the personal use license, if a license is required.
- (3) ((For two consecutive day licenses, the validation date is legibly written on the face of the stamp. If)) The ((validation)) license issuance date is ((illegible or)) legible and not altered, ((or if)) and the ((stamp affixed to the

recreational)) license ((form)) has <u>not</u> been mutilated((, the eatch record eard is invalid)). ((The department will not replace a lost or mutilated stamp.))

AMENDATORY SECTION (Amending Order 91-13, filed 4/2/91, effective 5/3/91)

WAC 220-55-075 ((Salmon and sturgeon license stamps.)) Recreational fisheries enhancement stamp. ((Salmon and sturgeon license stamps shall be issued by the department of fisheries. These stamps are not valid unless affixed to a recreational license form.)) (1) The annual recreational fisheries enhancement surcharge required by RCW 75.54.140, is administered by the department as a recreational fisheries enhancement stamp.

- (2) The recreational fisheries enhancement stamp is a stamp issued by the department, which is required to be affixed to an annual license for which there is a cost prior to the fisher fishing for salmon or other food fish in Catch Record Card Areas 5 through 13 or Lake Washington.
- (3) A recreational fisheries enhancement stamp is not required for two consecutive day licenses, five year disability licenses, or any license issued at no cost.

AMENDATORY SECTION (Amending Order 80-12, filed 2/27/80, effective 4/1/80)

WAC 220-55-100 ((Blind person.)) Personal use food fish license and shellfish and seaweed license dealer. ((For the purpose of a free salmon angling license, a blind person shall be defined as a person who has no vision or whose vision, with corrective glasses, is so defective as to prevent the performance of ordinary activities for which eyesight is essential.)) A personal use food fish license and shellfish and seaweed license dealer is any person, business corporation or governmental agency authorized by the director to issue personal use licenses, recreational fisheries enhancement stamps, and catch record cards.

AMENDATORY SECTION (Amending Order 89-05, filed 3/20/89)

WAC 220-55-105 ((License issuing procedures.))
Personal use license dealer—Bonding, prepayment and remittance requirements. ((Recreational license stamps will be distributed and sold by the department to license dealers. The stamps will be sold or issued in sheets.)) (1) A personal use license dealer who has been authorized less than twenty-four months must either post a surety bond or prepay for licenses and recreational fisheries enhancement stamps. The total value of licenses and stamps issued to bonded dealers will not exceed the amount of the bond.

- (2) Personal use license dealers who have been authorized for twenty-four months or longer and who have had no more than three late remittances or more than one audit exception in a twelve-month period and who provide proof of casualty, theft or loss insurance may be issued licenses without bonding or prepayment.
- (3) Personal use license dealers who have been issued licenses without bonding or prepayment and thereafter have more than three late remittances in a twelve-month period or two audit exceptions in a twelve-month period will resume status as a new dealer.

- (4) Personal use license dealers who make a remittance with insufficient funds must obtain a surety bond or prepay for all further licenses.
- (5) Personal use license dealers shall report license sales on forms provided by the department and shall remit receipts from those sales to the department no later than the tenth day of each month following the close of business for the previous calendar month. Receipts from sales of personal use licenses are the property of the state of Washington. It is unlawful to fail to remit such receipts within sixty days of the sale of the license.

AMENDATORY SECTION (Amending Order 89-05, filed 3/20/89)

WAC 220-55-110 ((Recreational license stamp bond requirements.)) Two consecutive day license and catch record card—License dealer issuance duties. ((Persons requesting authorization as a bonded dealer must post a minimum two thousand dollar surety bond. The total face value of license stamps issued to bonded dealers at any one time shall not exceed that dealer's bond. Dealers who prepay for license stamps are not required to be bonded.))
(1) A personal use license dealer must, at the time of sale of a two consecutive day license, write the validation date in ink on the license document. The validation date is the first day on which a licensee may fish for, harvest or possess food fish or shellfish.

(2) A personal use license dealer must, at the time of distribution of a catch record card, record in ink the number of the catch record card in the appropriate space on the personal use food fish license, if a personal use food fish license is required for the fisher.

AMENDATORY SECTION (Amending Order 89-05, filed 3/20/89)

WAC 220-55-115 ((License stamp sales reporting and fee remittances.)) Personal use license dealer's fees. ((Bonded dealers shall report stamp sales on forms provided by the department and remit receipts from those sales to the department no later than the tenth day of each month following the close of business for the previous calendar month.)) Personal use dealers may retain a license fee of one dollar for each personal use food fish license, personal use shellfish and seaweed license, and recreational fisheries enhancement stamp sold. No dealer's fee may be charged for free licenses issued by dealers to residents seventy years of age or older, or for distributing catch record cards to any fisher.

AMENDATORY SECTION (Amending Order 89-05, filed 3/20/89)

WAC 220-55-120 ((Free recreational license issuing procedure.)) Personal use licenses and recreational fisheries enhancement stamps—Redemption and inventory return. (((1) Upon request, a free recreational license and valid eatch record eard shall be issued by license dealers to persons who qualify under RCW 75.25.040 and 75.25.110(1).

(2) Upon request a free recreational license and valid eatch record card shall be issued by the license supervisor of

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the Department of Fisheries, Olympia, Washington, to any other qualified applicant as provided for in RCW 75.25.110. A lost or illegible free license will be replaced by the license supervisor upon request and showing of proof.)) (1) Personal use license dealers may redeem prepaid personal use food fish licenses, personal use shellfish and seaweed licenses, and recreational fisheries enhancement stamps for full value by returning unused stock to the department licensing division not later than January 31 of the year following expiration. Dealers who return stock by mail are entitled to a refund if the postmark is no later than January 31st. No redemption will be made for licenses or stamps received or postmarked after January 31st.

(2) Bonded dealers and dealers who are not required to prepay or bond must return all unused personal use licenses and recreational fisheries enhancement stamps by January 31st of the year following expiration. After January 31st any unreturned licenses or stamps will be presumed to have been sold and remittance will be required under WAC 220-55-105.

REPEALER

The following sections of the Washington Administrative Code are repealed:

WAC 220-55-080	Validation date.
WAC 220-55-086	Two-consecutive-day personal
	use license.
WAC 220-55-090	Recreational license dealer.
WAC 220-55-125	Duties of a recreational license
	dealer.
WAC 220-55-130	Valid personal use license.
WAC 220-55-140	Valid recreational Hood Canal
	shrimp license.
WAC 220-55-150	Dealers fees.

AMENDATORY SECTION (Amending Order 83-203, filed 12/2/83)

WAC 220-69-270 License cards. (1) Upon lawful application, a commercial ((fishing)) fishery license ((or permit)) in the form of a license card will be issued by the department ((of fisheries)). The license card will be designed for use with an approved mechanical imprinting device. The license card will contain the ((boat owner's)) licensee's name; ((boat name or number, length;)) license type and gear ((type)) code; ((boat operator's name, description, and address; license expiration date; gear code; license number; and department of fisheries' boat plate number)) license year; license number. Upon designating a vessel the license card will additionally contain the vessel name for documented vessels; the state registration number for undocumented vessels if state registration is required; the department vessel registration number for vessels for which neither documentation nor state registration is required; the primary operator and date of birth; up to two alternate operators and date of birth for each.

(2) It is unlawful to fish, deliver, possess or sell food fish or shellfish taken in a commercial fishery or by charter boats or salmon guides without having a vessel designated on the commercial license except for those fisheries in which no vessel is required.

(3) It ((shall be)) is unlawful for any person to ((use of)) possess a fishery license card other than the ((fisherman to whom the card is issued, or the receiver to whom the fish are being offered for receipt)) licensee or an operator designated on the license.

(((3) Upon written request to the department of fisheries by any person holding a valid license eard, a duplicate license eard will be issued. The duplicate license eard will contain the names of the boat owner and operator, boat name or number, gear code, license number, and department of fisheries' boat plate number. The duplicate license eard shall be retained by the buyer for preparing the appropriate state of Washington fish receiving ticket in the deliverer's absence.))

AMENDATORY SECTION (Amending Order 90-05, filed 1/19/90, effective 2/19/90)

WAC 220-69-220 Definition of terms. (1) Department of fisheries as referred to in this chapter means:

Department of Fisheries
Data Processing Section
((Room 115 General Administration Building))
PO Box 43138
Olympia, Washington 98504-3138
Telephone (206) ((753-2540)) 902-2310 or
(206) ((753-6580)) 902-2312

- (2) **Dealer** as referred to in this chapter means the original purchaser or receiver of food fish, shellfish, or parts thereof.
- (3) **Buyer** as referred to in this chapter means the person who ((originally)) receives food fish, shellfish, or parts thereof on behalf of a dealer whose name appears on the buyer's license.
- (4) ((**Fisherman**)) **Fisher** as referred to in this chapter means the person who catches or delivers food fish, shell-fish, or parts thereof.
- (5) Original receiver or receiver as referred to in this chapter means the first person in possession of food fish or shellfish in the state of Washington who is a licensed wholesale dealer or fish handler or who is acting in that capacity, after the food fish or shellfish have been caught or harvested by a commercial ((fisherman)) fisher.
- (6) **Treaty** as referred to in this chapter means any person, group, or activity thereof made unique by virtue of descendancy from Indian tribes signatory to treaties made with the United States government in the mid-1850's where such treaties reserved certain rights in what is now the state of Washington or waters bordering that state.
- (7) **Nontreaty** as used in this chapter means all entities not qualified by definition as treaty.
- (8) **Treaty Indian** as referred to in this chapter means an individual treaty Indian ((fisherman)) fisher.
- (9) **Working day** as referred to in this chapter means Monday through Friday exclusive of a Washington state or federal holiday.

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AMENDATORY SECTION (Amending Order 88-03, filed 2/4/88)

WAC 220-69-245 Duties of sport salmon ((and)), sturgeon and halibut catch record card issuers. Any person issuing catch record cards shall be subject to the following ((orders)) rules:

- (1) Sport catch record cards shall be issued in numerical sequence starting with the lowest numbered record card in possession of the issuer.
- (2) Sport catch record card books shall not be transferred from one issuer to another without written permission of the department of fisheries.
- (3) Any issuer terminating business or closing for the year shall return any partially used sport catch record card books or completed sport catch record cards returned to the issuer by anglers to the department of fisheries within thirty days after terminating business or closing for the year, and must return any complete unused books or report complete unused books by providing the department with a list of unused card numbers within thirty days of terminating business or closing for the year.
- (4) All sport catch record cards that are void, lost, destroyed, or otherwise missing from a dealership, shall be accounted for in writing to the department of fisheries.
- (5) All sport catch record card books in which all cards have been issued or completed sport catch record cards returned to the issuer by anglers shall be returned to the department of fisheries within ((thirty)) ten days of the ((date of issuance of the last eatch record card in each book)) end of each calendar month.
- (6) All sport catch record card books, whether used or unused, shall be returned to the department of fisheries by January 31 of the year following the year printed on the catch record cards, except unused catch record card books may be reported by providing the department with a list of unused card numbers by January 31st.

AMENDATORY SECTION (Amending Order 91-07, filed 2/8/91, effective 3/11/91)

WAC 220-69-260 Distribution of copies of ((eannery)) Puget Sound and troll fish receiving ticket. State of Washington cannery and troll fish receiving tickets shall be made out in ((quintuplicate (five)) quadruplicate (four copies) at the time of landing. Upon completion of the fish receiving ticket the copies shall be distributed as follows:

- (1) The dealer copy #1 (white) shall be retained by receiver for their use.
- (2) The state ((eopies #1 and #2)) copy (green ((and pink))) shall be mailed to the department of fisheries. It is required that the state copies be received by the department no later than the sixth working day after the day the ticket was completed by the original receiver.
- (3) Dealer copy #2 (yellow) shall be retained by receiver for their use.
- (4) ((Fisherman)) Fisher copy (gold) shall be retained by the deliverer for their use.

AMENDATORY SECTION (Amending Order 86-102, filed 9/12/86)

WAC 220-69-273 Imprinters. Use of a mechanical imprinter approved by the department of fisheries, in conjunction with a license card, duplicate license card, or treaty Indian identification card to identify the deliverer, and a dealer plate or buyer plate to identify the receiver on all state of Washington fish receiving tickets is hereby made mandatory.

Provided, That license card information may be recorded manually on the state of Washington fish receiving tickets in the following exceptions:

- (1) Oregon licensed ((fishermen)) fishers delivering fish caught in the Columbia River.
 - (2) Purchases made from out-of-state firms.
- (3) ((Fishermen)) Fishers selling on a delivery ((permit)) license who have not received a delivery ((permit)) license card from the department at the time of their first sale. All subsequent sales require use of a license card.
- (((4) For nontreaty fishermen, any instance where a commercial gear license is not required and license card has not been issued.))

WSR 93-20-114 PROPOSED RULES HORSE RACING COMMISSION

[Filed October 6, 1993, 10:01 a.m.]

Original Notice.

Title of Rule: New sections WAC 260-08-600, 260-08-610, 260-08-620, 260-08-630, 260-08-640, 260-08-650, 260-08-660, 260-08-670 and 260-08-680, replacing ambiguous or confusing rules regarding the commission practice and procedure.

Purpose: To update rules to comply with Administrative Procedure Act and remove gender specific reference to commission rules.

Statutory Authority for Adoption: RCW 67.16.040.

Summary: Updating rules and procedures to remove ambiguous or confusing language and remove gender specific reference to commission rules.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Bruce Batson, Olympia, Washington, (206) 459-6462.

Name of Proponent: Washington Horse Racing Commission, governmental.

Rule is not necessitated by federal law, federal or state court decision.

Explanation of Rule, its Purpose, and Anticipated Effects: Update chapter 260-08 WAC to reflect APA requirement to remove gender specific reference to rules, to remove ambiguous or confusing language.

Proposal Changes the Following Existing Rules: Update rules and regulations pertaining to the Washington Horse Racing Commission practice and procedure.

No small business economic impact statement is required for this proposal by chapter 19.85 RCW.

The enactment above is not anticipated to affect more than 20 percent of all industries nor more than 10 percent of any one industry as defined by section 2(3), chapter, Laws

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of 1982. Therefore, a small business economic impact statement has not been prepared.

Hearing Location: Washington Horse Racing Commission, 7912 Martin Way, Suite D, Olympia, WA 98506, on November 9, 1993, at 1:00 p.m.

Submit Written Comments to: Bruce Batson, Executive Secretary, Washington Horse Racing Commission, 7912 Martin Way, Suite D, Olympia, WA 98506, by November 8, 1993.

Date of Intended Adoption: November 9, 1993.

October 6, 1993 Bruce Batson Executive Secretary

NEW SECTION

WAC 260-08-600 Disclaimer of public liability. No racing commissioner, employee or custodian shall be liable, nor shall a cause of action exist, for any loss or damage based upon release of a public record if the commissioner, employee or custodian so releasing acted if good faith in attempting to comply with the provisions of this chapter and chapter 42.17 RCW.

Reviser's note: The typographical error in the above section occurred in the copy filed by the agency and appears in the Register pursuant to the requirements of RCW 34.08.040.

NEW SECTION

WAC 260-08-610 Public records—Officer. A public records officer shall be appointed by the executive secretary of the commission. Such person shall maintain all records kept at the main office. For those records maintained at field offices, the public records officer shall be the presiding steward at that location.

NEW SECTION

WAC 260-08-620 Requests for public records. Persons requesting opportunity to copy or inspect the commission's public records shall follow these procedures:

- (1) Informal oral requests may be made to the commission's main office.
- (2) The commission may require a person who has made an informal request to submit a formal written request.
- (3) All formal requests shall be submitted by mail or personally.
- (4) Each formal request shall include the following information:
- (a) The name of the person or persons making the request.
- (b) The time of day and calendar date on which the request is made.
- (c) The nature of the request, including description of the requested records by title, subject matter, date and other means of enabling the staff of the commission to identify the requested records and make them available.
- (d) A signed statement that the material will not be used for commercial purposes, in the event that a list of any type is included in the material requested.
- (5) The staff of the commission shall assist any person making a request, whether formal or informal, in identifying the requested record or records but in the case of formal

request, return the formal request for resubmission with additional description of the requested records.

NEW SECTION

WAC 260-08-630 Copying fees. No fee shall be charged for the inspection of public records. The commission may charge a fee per page for providing copies of public records and for use of the office's copy equipment, subject to a minimum charge per order of \$1.00, plus postage at actual cost. This charge is the amount necessary to reimburse the office for its actual costs incident to such copying and mailing or transmission.

NEW SECTION

WAC 260-08-640 Exemptions. (1) The commission reserves the right to determine that a public record requested in accordance with WAC 260-08-620 is exempt under the provisions of RCW 47.17.310.

- (2) In addition, pursuant to RCW 42.17.260(1), the commission reserves the right to delete indentifiying details when it makes available or publishes any record in any cases ehere there is no reason to believe that disclosure of such details would be an invasion of personal privacy protected by chapter 42.17 RCW. The commission will fully justify such deletion in writing.
- (3) All denials of requests for public records must be axxompanied by a written statement specifying the reason for the denial, including a statement of the specific exemption authorizing the withholding of the record and a brief explanation of how the exemption applies to the records withheld.

Reviser's note: The spelling errors in the above section occurred in the copy filed by the agency and appear in the Register pursuant to the requirements of RCW 34.08.040.

NEW SECTION

WAC 260-08-650 Review of denials of public records. (1) Any person who objects to the denial of a request for a public record may petition for prompt review of such decision by tendering a written request for review. The written request shall specifically refer to the written statement by the public information officer or other staff member which constituted or accompanied the denial and must be made in writing prior to the end of the second business day following the denial.

- (2) After receiving a written request for review of a decision denying a public record, the public records officer or other staff member denying the request shall refer it to the chairperson of the commission or his or her designee. The chairperson of the commission or designee shall immediately consider the matter and either affirm or reverse such denial within five business days following the original denial.
- (3) Administrative remedies shall not be considered exhausted until the chairperson of the commission or his or her designee has returned the petition with a decision or until the close of the fifth business day following denial of inspection, whichever occurs first.

WAC 260-08-660 Protection of public records. (1) No person shall knowingly alter, deface, or destroy public records of the commission.

- (2) Original copies of public records shall not be removed from premises where maintained by the office.
- (3) Care and safekeeping of public records of the commission, furnished pursuant to a request for inspection or copying, shall be the sole responsibility of the requestor.
- (4) Records furnished for public inspection or copying shall be returned in food condition and in the same file sequence or organization as when furnished.
- (5) Boisterous or otherwise disruptive conduct by those requesting public records of the commission shall not be permitted.

Reviser's note: The typographical error in the above section occurred in the copy filed by the agency and appears in the Register pursuant to the requirements of RCW 34.08.040.

NEW SECTION

WAC 260-08-670 Proceedings before the commission—Application. An application for a hearing or proceeding before the commission may be on a form provided by the commission for that purpose or in other writing signed by the applicant. The application for hearing should specify the issue to be brought before the commission.

NEW SECTION

WAC 260-08-680 Proceedings—Notice. (1) In any proceeding held by the commission, all parties shall be served with a notice of hearing not less than seven days before the date of the hearing. Notice shall include the information specified in RCW 34.05.434 and if the hearing is to be conducted by teleconference call the notice shall so state.

- (2) The notice shall state that if a limited englishspeaking or hearing impaired party or witness needs an interpreter, a qualified interpreter will be appointed and that there will be no cost to the party or witness. The notice shall include a form for a party to indicate whether the party needs an interpreter and to identify the primary language or hearing impaired status of the party.
 - (3) Defects in notice may not be waived unless:
- (a) The chairperson of the commission determines that the waiver has been made knowingly, voluntarily and intelligently.
 - (b) The party's representative, if any, consents.
- (c) If a party is an impaired person, the waiver is requested through the use of a qualified interpreter.

WSR 93-20-115 PROPOSED RULES HORSE RACING COMMISSION

[Filed October 6, 1993, 10:02 a.m.]

Original Notice.

Title of Rule: Repealing WAC 260-08-010 through 260-08-590, and 260-12-090.

Purpose: To remove old language to be able to comply with new administrative procedures mandates and bring upto-date.

Statutory Authority for Adoption: RCW 67.16.040.

Summary: Revise old rules to conform with new APA guidelines and modernize language.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Bruce Batson, Olympia, Washington, (206) 459-6462.

Name of Proponent: Washington Horse Racing Commission, governmental.

Rule is not necessitated by federal law, federal or state court decision.

Explanation of Rule, its Purpose, and Anticipated Effects: These rules describe the practice and procedure of the Washington Horse Racing Commission. Repealing these sections will allow the commission to update and comply with the Administrative Procedure Act and update or modernize the language that may be ambiguous.

Proposal does not change existing rules.

No small business economic impact statement is required for this proposal by chapter 19.85 RCW.

The enactment above is not anticipated to affect more than 20 percent of all industries nor more than 10 percent of any one industry as defined by section 2(3), chapter, Laws of 1982. Therefore, a small business economic impact statement has not been prepared.

Hearing Location: Washington Horse Racing Commission, 7912 Martin Way, Suite D, Olympia, WA 98506, on November 9, 1993, at 1:00 p.m.

Submit Written Comments to: Bruce Batson, Executive Secretary, Washington Horse Racing Commission, 7912 Martin Way, Suite D, Olympia, WA 98506, by November 8, 1993.

Date of Intended Adoption: November 9, 1993.

October 6, 1993
Bruce Batson
Executive Secretary

REPEALER

The following sections of the Washington Administrative Code are repealed:

WAC 260-08-010	Appearance and practice before commission—Who may appear.
WAC 260-08-030	Appearance and practice before commission—Solicitation of
	business unethical.
WAC 260-08-040	Appearance and practice before
	commission—Standards of
	ethical conduct.
WAC 260-08-050	Appearance and practice before
	commission—Appearance by
	former employee of commis-
	sion or former employee of
	attorney general's staff.
WAC 260-08-060	Appearance and practice before
	commission—Former employee
•	as expert witness.
WAC 260-08-070	Computation of time.

WAC 260-08-080	Notice and opportunity for hearing in contested cases.	WAC 260-08-420	Definition of issues before hearing.
WAC 260-08-090	Service of process—By whom served.	WAC 260-08-430	Prehearing conference rule—
WAC 260-08-100	Service of process—Upon	WAC 260-08-440	Authorized. Prehearing conference rule—
	whom served.	W/1C 200-00-440	Record of conference action.
WAC 260-08-110	Service of process—Service	WAC 260-08-450	Submission of documentary
	upon parties.		evidence in advance.
WAC 260-08-120	Service of process—Method of	WAC 260-08-460	Excerpts from documentary
*****	service.		evidence.
WAC 260-08-130	Service of process—When	WAC 260-08-470	Expert or opinion testimony
WAC 260-08-140	service complete.		and testimony based on eco-
WAC 200-06-140	Service of process—Filing with commission.		nomic and statistical data—
WAC 260-08-230	Depositions and interrogatories		Number and qualifications of witnesses.
	in contested cases—Right to	WAC 260-08-480	Expert or opinion testimony
	take.		and testimony based on eco-
WAC 260-08-240	Depositions and interrogatories		nomic and statistical data—
	in contested cases—Scope.		Written sworn statements.
WAC 260-08-250	Depositions and interrogatories	WAC 260-08-490	Expert or opinion testimony
	in contested cases—Officer		and testimony based on eco-
WAC 260 00 260	before whom taken.		nomic and statistical data—
WAC 260-08-260	Depositions and interrogatories	WAC 260 00 500	Supporting data.
	in contested cases— Authorization.	WAC 260-08-500	Expert or opinion testimony
WAC 260-08-270	Depositions and interrogatories		and testimony based on eco- nomic and statistical data—
	in contested cases—Protection		Effect of noncompliance with
	of parties and deponents.		WAC 260-08-470 or 260-08-
WAC 260-08-280	Depositions and interrogatories		480.
	in contested cases—Oral exam-	WAC 260-08-510	Continuances.
	ination and cross-examination.	WAC 260-08-520	Rules of evidence—
WAC 260-08-290	Depositions and interrogatories		Admissibility criteria.
	in contested cases—	WAC 260-08-530	Rules of evidence—Tentative
WAC 260-08-300	Recordation.		admission—Exclusion—
W AC 200-08-300	Depositions and interrogatories in contested cases—Signing	WAC 260-08-540	Discontinuance—Objections.
	attestation and return.	WAC 200-06-340	Petitions for rule making, amendment or repeal—Who
WAC 260-08-310	Depositions and interrogatories		may petition.
	in contested cases—Use and	WAC 260-08-550	Petitions for rule making,
	effect.		amendment or repeal—
WAC 260-08-320	Depositions and interrogatories		Requisites.
	in contested cases—Fees of	WAC 260-08-560	Petitions for rule making,
	officers and deponents.		amendment or repeal—
WAC 260-08-330	Depositions upon interrogato-	****	Commission must consider.
	ries—Submission of interroga-	WAC 260-08-570	Petitions for rule making,
WAC 260-08-340	tories. Depositions upon interrogato-		amendment or repeal—Notice
WAC 200-06-340	ries—Interrogation.	WAC 260-08-580	of disposition. Declaratory rulings.
WAC 260-08-350	Depositions upon interrogato-	WAC 260-08-590	Forms.
	ries—Attestation and return.	WAC 260-12-090	Amendment, etc., of rules.
WAC 260-08-360	Depositions upon interrogato-		
	ries—Provisions of deposition		
	rule.		D 00 00 115
WAC 260-08-370	Official notice—Matters of		R 93-20-116
W. A. G.	law.		POSED RULES CING COMMISSION
WAC 260-08-380	Official notice—Material facts.		per 6, 1993, 10:03 a.m.]
WAC 260-08-390	Presumptions.	Original Nation	•

Original Notice.

WAC 260-08-400

WAC 260-08-410

Stipulations and admissions of

Form and content of decisions

in contested cases.

record.

Title of Rule: Amending WAC 260-12-010 Definitions. Purpose: Adding industry jargon to the definition section of the rules of racing.

Statutory Authority for Adoption: RCW 67.16.040.

Summary: To add industry jargon language to the list of definitions in the rules of racing.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Bruce Batson, Olympia, Washington, (206) 459-6462.

Name of Proponent: Washington Horse Racing Commission, governmental.

Rule is not necessitated by federal law, federal or state court decision.

Explanation of Rule, its Purpose, and Anticipated Effects: To add to the list of definitions within the rules of racing current industry jargon.

Proposal Changes the Following Existing Rules: It will add to the definitions list currently used industry jargon explaining the use of the jargon.

No small business economic impact statement is required for this proposal by chapter 19.85 RCW.

The enactment above is not anticipated to affect more than 20 percent of all industries nor more than 10 percent of any one industry as defined by section 2(3), chapter, Laws of 1982. Therefore, a small business economic impact statement has not been prepared.

Hearing Location: Washington Horse Racing Commission, 7912 Martin Way, Suite D, Olympia, WA 98506, on November 9, 1993, at 1:00 p.m.

Submit Written Comments to: Bruce Batson, Executive Secretary, Washington Horse Racing Commission, 7912 Martin Way, Suite D, Olympia, WA 98506, by November 8, 1993.

Date of Intended Adoption: November 9, 1993.

October 6, 1993 Bruce Batson Executive Secretary

AMENDATORY SECTION (Amending Order 81-06, filed 7/10/81)

WAC 260-12-010 Definitions. In applying the rules herein set forth and all amendments thereof the following definitions, constructions and interpretations shall apply, except where otherwise indicated in said rules:

(1) "Added Money" shall mean the amount added into stakes by the association, or by sponsors, state bred programs or other funds added to the monies gathered by nomination, entry, sustaining and other fees coming from the horsemen.

(((1))) (2) Age of a horse is reckoned as beginning on the first day of January in the year in which the horse is foaled.

(3) "Allowance Race" is an overnight race for which eligibility and weight to be carried is determined according to specified conditions which include age, sex, earnings and number of wins.

(4) "Also Eligible" A horse officially entered, but not permitted to start unless the field is reduced by scratches below a specified number.

(((2))) (5) "Arrears" shall mean all moneys due for entrance forfeits, fees (including jockey's, etc. fees), forfeitures, subscriptions, stake, purchase money in claiming races, and also any default in money incident to the rules.

(((3))) (6) "Authorized agent" shall mean a person licensed by the commission and appointed by a written

instrument signed and acknowledged before a notary public by the owner and filed in accordance with the rules.

(((4))) (7) "Association" shall mean any person or persons, associations, or corporations licensed by the commission to conduct racing for any stake, purse or reward.

(8) "Association Grounds" is all real property utilized by the association in the conduct of its race meeting, including but not limited to the race track, grandstand, concession stands, offices, barns, stable area, employee housing facilities, parking lots and satellite locations.

(((5))) (9) "Breeder" of a horse shall mean the owner of its dam at the time of foaling.

(((6))) (10) "Breeding place" shall mean the place of horse's birth.

(((7))) (11) "Calendar day" shall mean <u>a</u> twenty-four <u>hour</u> ((hours)) <u>period beginning at 12:00:00 a.m. and ending at 11:59:59 p.m.</u> ((midnight)).

(((8))) (12) "Declaration" shall mean the act of withdrawing an entered horse from a race before the closing of overnight entries.

 $((\frac{(9)}{)}))$ (13) "Entry" shall mean according to the requirement of the text (a) a horse made eligible to run in a race, (b) two or more which are entered or run in a race owned by the same owner or trained by the same trainer.

(((10))) <u>(14)</u> "Equipment," as applied to a horse, shall mean whips, blinkers, tongue straps, muzzle, nosebands, bits, shadow rolls, martingales, breast plates, bandages, boots and plates.

(15) "Handle" is the aggregate of all parimutuel pools, excluding refundable wagers.

(16) "Inquiry" is an investigation by the stewards of potential problems or interference in a race prior to declaring the results of said race official.

(((11))) (17) "Forfeit" shall mean money due because of an error, fault, neglect of duty, breach of contract, or a penalty.

(((12) "Grounds" shall mean all real property owned or leased by an association used in the conduct of a race meet.))

(((13))) (18) "Horse" ((includes filly, mare, colt, horse, gelding or ridgling.)) Broadly, any equine regardless of sex. Specifically, an entire male 5 years old or older.

(((14))) (19) "Jockey" shall mean a <u>professional</u> ((race)) rider, ((whether a)) licensed to ((jockey, apprentice or amateur)) ride in races.

(((15))) (20) "Maiden" shall mean a horse which at the time of starting has never won a race on the flat in any country, at a track which is covered by a recognized racing publication showing the complete results of the race. A maiden which has been disqualified after finishing first is still to be considered a maiden.

(((16))) (21) "Meeting" shall mean the entire consecutive period for which license to race has been granted to any one association by the commission.

(((17))) (22) "Month" shall mean a calendar month.

(23) "Nomination" is the naming of a horse to a certain race or series of races generally accompanied by payment of a prescribed fee.

 $((\frac{(18)}{(18)}))$ "Nominator" shall mean a person in whose name a horse is entered for a race.

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- (((19))) (25) "Owner" includes sole owner, part owner or lessee of a horse. An interest only in the winnings of a horse does not constitute part ownership.
- (((20))) (26) "Place" in racing shall mean first, second or third and in that order is called "win," "place," and "show."
- (((21))) (27) "Post position" shall mean the position assigned to the horse at the starting line of the race.
- (((22))) (28) "Post time" shall mean the time set for the arrival at the starting point of the horses in a race and must be shown a reasonable time prior to the race on a clock device, provided for that purpose, prominently displayed and clearly readable from the grandstand.
- (((23))) (29) "Race" shall mean a contest between horses for purse, stakes, or reward on any licensed course and in the presence of judge or judges. A race which overfills may be contested in two or more divisions.
- (a) "Claiming race" shall mean a race in which any horse entered therein may be claimed in conformity with the rules.
- (b) "Free handicap" shall mean a handicap in which no liability for entrance money is incurred.
- (c) "Handicap" shall mean a race in which the weights to be carried by the entered horses are adjusted by a handicapper or board of handicappers for the purpose of equalizing their respective chances of winning.
- (d) "Highweight handicap" shall mean a handicap in which the weight assigned to the top horse in that handicap is not less than 140 pounds.
- (e) "Match" shall mean a private sweepstakes between two horses which are the property of two different owners. If prior to the running of the race either of the horses entered in the match dies, or if either owner dies the match is void. It remains a match even if money or any other award is added to the stakes.
- (f) "Optional claiming race" shall mean a race restricted to horses entered to be claimed for a stated claiming price and to those which have started previously for that claiming price or less. In the case of horses entered to be claimed in such a race, the race will be considered, for the purposes of these rules, a claiming race.
- (g) "Overnight race" shall mean a race for which entries close seventy-two hours, or less, before the time set for the first race of the day on which such race is to be run.
- (h) "Owner's handicap" shall mean a race wherein the owner fixes, at the time of entry, the weight his horse is to carry.
- (i) "Post race" shall mean a race in which the subscribers announce at declaration time the horse, or horses, each intends to start, without limitations of choice other than prescribed by the rules and conditions of the race.
- (j) "Private sweepstakes" shall mean a race to which no money or other prize is added, and which, previous to closing, has not been advertised, either by publication, or by circular or entry blank, or in any other way.
- (k) "Produce race" shall mean a race to be run for by the produce of horses named or described at the time of entry
- (1) "Purse race" shall mean a race for money or any other prize to which the owners of the horses engaged do not contribute.

- (((24))) (30) "Race day" shall mean any period of twenty-four hours beginning at midnight and included in the period of a race meeting and in the matter of penalties the word "day" means a "calendar day."
- (((25))) (31) "Recognized meeting" shall mean any meeting wherever held under the sanction of a turf authority having reciprocal relations with the commission and other turf authorities (approved by said commission) for the mutual enforcement of rulings imposed on persons guilty of fraudulent turf practices of any kind.
- (((26))) (32) "Rules" shall ((mean the rules herein prescribed and any amendments or additions thereto.)) mean any commission order, directive, or regulation of general applicability (a) the violation of which subjects a person to a penalty or administrative sanction; (b) which establishes, alters, or revokes any procedure, practice, or requirement relating to agency hearings; (c) which establishes, alters, or revokes any qualification or requirement relating to the enjoyment of benefits or privileges conferred by law; (d) which establishes, alters, or revokes any qualifications or standards for the issuance, suspension, revocation of licenses to pursue any commercial activity, trade, or profession. The term includes the amendment or repeal of a prior rule, but does not include (i) statements concerning only the internal management of the commission and not affecting private rights or procedures available to the public, (ii) declaratory rulings issued pursuant to RCW 34.05.230.
- (((27))) (33) "Scratch" shall mean the act of withdrawing an entered horse from the race after the closing of overnight entries.
- $((\frac{(28)}{(28)}))$ "Scratch time" shall mean the time set by the association for the closing of applications for permission to withdraw from races of that day.
- (((29))) (35) "Stake race" or "sweepstakes" shall mean a race for which nominations close more than seventy-two hours in advance of its running and for which subscribers contributed money toward its purse, or a race for which horses are invited by an association to run for a guaranteed purse of thirty thousand dollars or more without payment of stakes.
- (((30))) (36) "Starter." A horse is a "starter" for a race when the stall doors of the starting gate open in front of it at the time the starter dispatches the horses.
- (((31))) (37) "Steward((s))" ((shall mean the stewards of the meeting or their duly appointed deputies.)) is a duly appointing official with powers and duties specified by rules.
- $((\frac{(32)}{38}))$ "Subscription" shall mean the act of nominating to a stake race.
- (((33))) (39) "Untried horse" shall mean a horse whose produce are maidens.
- (((34))) (40) "Walk over" shall mean a situation in which two horses in entirely different interest do not run in a race.
- (((35))) (41) "Weight for age" shall mean standard weight according to the rules. A "weight for age" race is one in which all horses carry weight according to the scale without penalties or allowances.
- (42) "Winner" is a horse whose nose reaches the finish line first or is placed first through disqualification by the stewards.
 - (((36))) (43) "Year" shall mean a calendar year.

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WSR 93-20-117 PROPOSED RULES HORSE RACING COMMISSION

[Filed October 6, 1993, 10:04 a.m.]

Original Notice.

Title of Rule: Amending WAC 260-24-010, 260-24-080, 260-24-110, 260-24-120, 260-24-140, 260-24-150, 260-24-170, 260-24-180 and 260-24-200, complying with APA to update and make nongender specific reference in commission rules.

Purpose: Update and remove ambiguous language from rules of racing.

Statutory Authority for Adoption: RCW 67.16.040.

Summary: To bring rules and regulations into compliance with APA requiring nongender specific rules and updating ambiguous or confusing rules.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Bruce Batson, Olympia, Washington, (206) 459-6462.

Name of Proponent: Washington Horse Racing Commission, governmental.

Rule is not necessitated by federal law, federal or state court decision.

Explanation of Rule, its Purpose, and Anticipated Effects: Chapter 260-24 WAC, rules governing association officials and employees. Governs all personnel employed at the track by the association. The updating of these rules will comply with the APA in making these rules nongender specific and remove any ambiguous or confusing language.

Proposal Changes the Following Existing Rules: It will remove any ambiguous/confusing language and per the APA will make these rules nongender specific.

No small business economic impact statement is required for this proposal by chapter 19.85 RCW.

The enactment above is not anticipated to affect more than 20 percent of all industries nor more than 10 percent of any one industry as defined by section 2(3), chapter, Laws of 1982. Therefore, a small business economic impact statement has not been prepared.

Hearing Location: Washington Horse Racing Commission, 7912 Martin Way, Suite D, Olympia, WA 98506, on November 9, 1993, at 1:00 p.m.

Submit Written Comments to: Bruce Batson, Executive Secretary, Washington Horse Racing Commission, 7912 Martin Way, Suite D, Olympia, WA 98506, by November 8, 1993.

Date of Intended Adoption: November 9, 1993.

October 6, 1993
Bruce Batson
Executive Secretary

AMENDATORY SECTION (Amending Order 75.7, filed 4/30/76)

WAC 260-24-010 Officials enumerated. The commission officials of a race meeting are as follows: Three or more stewards; ((one or more patrol judges (racing inspectors);)) clerk of scales; clocker-identifier; ((paddock judge;)) veterinarian; and state mutuel inspector: Provided however, That by written request and for good cause, the commission may authorize a racing association to employ and pay one or

more of the following officials: One of the three stewards; clerk of the scales; and clocker-indentifier. ((and-paddoek judge.))

The association officials of a race meeting are as follows: General manager; ((P)) placing judges; racing secretary-handicapper; mutuel manager; starter; paddock plater; film analyst; paddock judge: horsemen's bookkeeper; jockeys room custodian; and any other designated individual by the association with the approval of the commission.

AMENDATORY SECTION (Amending Order 75-1, filed 2/18/75)

WAC 260-24-080 Clerk of the scales. (1) The official clerk of the scales shall be responsible primarily for supervising the weighing of jockeys in and out in accordance with (2) through (6) of this section and WAC 260-32-070, 260-32-110, and 260-32-150, and shall record, publish and report any overweight or variation from the weight appearing on the card.

- (2) The clerk of the scales shall record and publish on the notice board any overweight or any change of jockey, weight, or racing colors, as compared with those stated on the official program and shall promptly supply all proper racing officials with all pertinent changes.
- (3) The clerk of the scales shall promptly report to the stewards any infraction of the rules with respect to weight, weighing, or riding equipment.
- (4) The clerk of the scales shall confirm to the stewards after each race, the weights carried by each horse in each race, together with the name of each horse's jockey and the overweight carried by any jockey. He or she shall also report the post time in each race and other data which may from time to time be required.
- (5) If the overweight is more than two pounds in excess of the weight the horse is to carry (the owner or trainer consenting) the jockey shall declare the amount of overweight to the clerk of the scales at least forty-five minutes before the time appointed for the race, and the clerk shall have the overweight posted immediately on the notice board. Failure on the part of any jockey to comply with this rule shall be reported to the stewards.
- (6) Seven pounds is the limit of the overweight any horse is allowed to carry.
- (7) However, at nonprofit race tracks, horses may carry more than seven pounds overweight with the permission of the stewards up to a maximum weight of one hundred thirty-five pounds, except handicaps and races where the conditions expressely state to the contrary.

Reviser's note: The spelling error in the above section occurred in the copy filed by the agency and appears in the Register pursuant to the requirements of RCW 34.08.040.

AMENDATORY SECTION (Amending Rules 184, 185, and 186, filed 4/21/61)

WAC 260-24-110 Paddock judge. (1) The paddock judge shall be in charge of the paddock and shall have general jurisdiction over the saddling equipment and changes thereof, and his or her duties shall be determined from time

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to time by the stewards. The identification of said horses shall be made by the horse identifier who shall report any irregularities to the paddock judge and stewards.

- (2) The paddock judge shall, in each race, require the plater in attendance in the paddock to see to it that all horses are properly shod, and a notice forthwith posted in a conspicuous place close to the paddock, easily visible to the public, stating the type of shoes with which the horse is shod and whether with or without caulks and on which feet, or is shoeless as to any of its feet. The said judge shall report immediately to the stewards the findings of the plater.
- (3) The paddock judge shall report any irregularities to the stewards.

AMENDATORY SECTION (Amending Rules 200 and 201, filed 4/21/61)

- WAC 260-24-120 Patrol judges. (1) The Washington horse racing commission ((shall)) may approve or appoint the patrol judges whose stations shall be designated by the stewards.
- (2) The association shall provide communications between patrol judges and the stewards.

AMENDATORY SECTION (Amending Rule 239, filed 4/21/61)

WAC 260-24-140 Racing secretary—General duties. The racing secretary shall discharge all duties whether expressed or required by the racing rules, and report to the stewards as the case demands, all violations of these rules, or of the regulations of the course, coming under his or her notice; ((he)) the racing secretary shall keep a complete record of all stakes, entrance money, arrears and fines, and pay over all moneys so collected by him or her to such officers or persons as may be entitled to receive the same. Winning races shall be recorded by the racing secretary on proper forms, not later than the day following the race having been won.

AMENDATORY SECTION (Amending Rules 240 and 241, filed 4/21/61)

WAC 260-24-150 Racing secretary—Official program for each racing day. (1) The racing secretary shall compile an official program for each racing day, which shall state the time fixed for the first race and give the names of the horses which are to run in each of the races of the day.

(2) The program shall indicate the order in which each race is to be run; the purse, conditions, distance of each race; the owner, trainer, and jockey of each horse; each owner's racing colors; the weight assigned to each horse; ((his)) it's number and post position, color, sex, age and breeding. The program may show other pertinent data. See WAC 260-52-010(3) for the numbering of entries and field.

Reviser's note: The typographical error in the above section occurred in the copy filed by the agency and appears in the Register pursuant to the requirements of RCW 34.08.040.

AMENDATORY SECTION (Amending Rule 243, filed 4/21/61)

WAC 260-24-170 Racing secretary—Duties with regard to stabling. It shall be the duty of the racing secretary to assign to applicants such stabling as he or she may deem proper to be occupied by horses in preparation for racing, and he or she shall determine all conflicting claims of stable privileges.

AMENDATORY SECTION (Amending Rule 246, filed 4/21/61)

WAC 260-24-180 Racing secretary—List of entries—Posting—Available to newspapers. The secretary shall each morning, as soon as the entries have been closed and compiled, and the declarations have been made, post in a conspicuous place in his <u>or her</u> office a list thereof. Any newspaper desiring the same shall be furnished a copy.

AMENDATORY SECTION (Amending Rule 250, filed 4/21/61)

WAC 260-24-200 Starter—Appointment of assistants—Misconduct toward jockeys. With the sanction of the stewards, the starter may appoint ((his)) assistants, but neither ((he)) the starter nor ((his)) the assistants shall strike or use abusive language toward a jockey, and for each violation of this rule, the starter or his assistants shall be disciplined by the stewards and same shall be reported to the racing commission.

WSR 93-20-118 PROPOSED RULES HORSE RACING COMMISSION

[Filed October 6, 1993, 10:05 a.m.]

Original Notice.

Title of Rule: Chapter 260-24 WAC, Association officials and employees, new sections WAC 260-24-285, 260-24-315, 260-24-500, 260-24-510, and 260-24-520.

Purpose: Specifically describe regulations regarding duties of association officials.

Statutory Authority for Adoption: RCW 67.16.040.

Summary: Specifically describe the duties of certain officials at the race track.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Bruce Batson, Olympia, Washington, (206) 459-6462.

Name of Proponent: Washington Horse Racing Commission, governmental.

Rule is not necessitated by federal law, federal or state court decision.

Explanation of Rule, its Purpose, and Anticipated Effects: To enumerate rules regarding certain officials at the race track under situations that may arise during the course of the meet.

Proposal does not change existing rules.

No small business economic impact statement is required for this proposal by chapter 19.85 RCW.

The enactment above is not anticipated to affect more than 20 percent of all industries nor more than 10 percent of

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any one industry as defined by section 2(3), chapter, Laws of 1982. Therefore, a small business economic impact statement has not been prepared.

Hearing Location: Washington Horse Racing Commission, 7912 Martin Way, Suite D, Olympia, WA 98506, on November 9, 1993, at 1:00 p.m.

Submit Written Comments to: Bruce Batson, Executive Secretary, Washington Horse Racing Commission, 7912 Martin Way, Suite D, Olympia, WA 98506, by November 8, 1993.

Date of Intended Adoption: November 9, 1993.

October 6, 1993
Bruce Batson
Executive Secretary

NEW SECTION

WAC 260-24-285 Stewards—Cancel wagering. The stewards have the authority to cancel wagering on an individual betting interest or on an entire race and also have the authority to cancel a parimutuel pool for a race or races, if such action is necessary to protect the integrity of parimutuel wagering.

NEW SECTION

WAC 260-24-315 Stewards—Steward's list. (1) The stewards shall maintain a steward's list of the horses which are ineligible to be entered in a race because of poor or inconsistent performance or behavior on the race track that endangers the health or safety of other participants in racing.

(2) The stewards may place a horse on the steward's list when there exists a question as to the exact identification or ownership of said horse.

(3) A horse which has been placed on the steward's list because of inconsistent performance or behavior, may be removed from the steward's list when, in the opinion of the stewards, the horse can satisfactorily perform competitively in a race without endangering the health or safety of other participants in racing.

(4) A horse which has been placed on the steward's list because of questions as to the exact identification or ownership of said horse, may be removed from the steward's list when, in the opinion of the stewards, proof of exact identification and/or ownership has been established.

NEW SECTION

WAC 260-24-500 Jockey room custodian—General authority. The jockey room custodian shall: (1) Supervise the conduct of the jockeys and their attendants while they are in the jockey room.

- (2) Keep the jockey room clean and safe for all jockeys.
- (3) Ensure all jockeys are in the correct colors before leaving the jockey room to prepare for mounting their horses.
- (4) Keep a daily video list as dictated by the stewards and have it displayed in plain view for all jockeys.
- (5) Keep a daily program displayed in plain view for the jockeys.
 - (6) Keep unauthorized persons out of the jockey room.
- (7) Report to the stewards any unusual occurrences in the jockey room.

NEW SECTION

WAC 260-24-510 Horsemen's bookkeeper—General authority. The horsemen's bookkeeper shall maintain the records and accounts and perform the duties described herein and maintain such other records and accounts and perform such other duties as the association or commission may prescribe.

NEW SECTION

WAC 260-24-520 Horsemen's bookkeeper-Records.

- (1) The records shall include the name, mailing address, social security number or federal tax identification number, and the state or country of residence of each horse owner, trainer or jockey participating at the race meeting who has funds due or on deposit in the horsemen's account.
- (2) The records shall include a file of all required statements of partnerships, syndicates, corporations, assignments of interest, lease agreements and registrations of authorized agents.
- (3) All records of the horsemen's bookkeeper shall be kept separate and apart from the records of the association.
- (4) All records of the horsemen's bookkeeper including records of accounts and monies and funds kept on deposit are subject to inspection by the commission at any time.

WSR 93-20-119 PROPOSED RULES HORSE RACING COMMISSION

[Filed October 6, 1993, 10:06 a.m.]

Original Notice.

Title of Rule: Amending WAC 260-34-030 Testing.

Purpose: To remove restricting language requirement regarding physical examination.

Statutory Authority for Adoption: RCW 67.16.040.

Summary: Remove restrictive language.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Bruce Batson, Olympia, Washington, (206) 459-6462.

Name of Proponent: Washington Horse Racing Commission, governmental.

Rule is not necessitated by federal law, federal or state court decision.

Explanation of Rule, its Purpose, and Anticipated Effects: To remove restricting language requiring testee to seek a physical examination prior to participating in first race of the meeting.

Proposal Changes the Following Existing Rules: Amending WAC 260-34-030 Testing, removing restricting language and renumber remaining subsections.

No small business economic impact statement is required for this proposal by chapter 19.85 RCW.

The enactment above is not anticipated to affect more than 20 percent of all industries nor more than 10 percent of any one industry as defined by section 2(3), chapter, Laws of 1982. Therefore, a small business economic impact statement has not been prepared.

Hearing Location: Washington Horse Racing Commission, 7912 Martin Way, Suite D, Olympia, WA 98506, on November 9, 1993, at 1:00 p.m.

Submit Written Comments to: Bruce Batson, Executive Secretary, Washington Horse Racing Commission, 7912 Martin Way, Suite D, Olympia, WA 98506, by November 8, 1993.

Date of Intended Adoption: November 9, 1993.

October 6, 1993
Bruce Batson
Executive Secretary

AMENDATORY SECTION (Amending Order 89-02, filed 6/9/89)

WAC 260-34-030 Testing. The board of stewards of the horse racing commission or the commission, acting through the executive secretary, may require any licensee, employee of any racing association, or employee of the horse racing commission, or applicant, who is, or may be, responsible for the conduct of, or officiating of, a race, or whose duties include the training, exercising, riding, driving, or caring for a horse while the horse is on any association premises to participate in a horse racing meet, or on grounds licensed by the horse racing commission, to provide blood and/or urine samples for the purpose of drug or alcohol analysis under any of the following circumstances:

(((1) As part of a physical examination described in WAC 260-32-160, as close as practicable prior to the testee's participation in his/her first race meeting of a calendar year.))

(((2))) (1) When the board of stewards finds that there is reasonable suspicion to believe that the proposed testee has used any controlled substance unless such controlled substance was obtained directly and used pursuant to a valid medical prescription from a duly licensed physician or dentist acting in the course of his or her professional practice or, alcohol in excess of the limits prescribed in this chapter.

(((3))) (2) At the discretion of the stewards when the proposed testee has a documented history of an unexplained positive test which indicates illegal drug usage or when the proposed testee has a documented history of violating chapter 69.41, 69.45 or 69.50 RCW, WAC 260-34-020 or similar drug-related violation.

WSR 93-20-120 PROPOSED RULES HORSE RACING COMMISSION

[Filed October 6, 1993, 10:07 a.m.]

Original Notice.

Title of Rule: Amending WAC 260-70-010 Definitions applicable to chapter 260-70 WAC.

Purpose: To amend the rule to include the definition of "post time."

Statutory Authority for Adoption: RCW 67.16.040.

Summary: To define as the official time set for the arrival at the starting point of the race to be printed in the daily racing form or comparable publication specified by the board of stewards.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Bruce Batson, Olympia, Washington, (206) 459-6462.

Name of Proponent: Washington Horse Racing Commission, governmental.

Rule is not necessitated by federal law, federal or state court decision.

Explanation of Rule, its Purpose, and Anticipated Effects: To specifically define the meaning of "post time" for the arrival at the starting point of a race as printed in the daily racing form or other comparable publication as specified by the board of stewards.

Proposal Changes the Following Existing Rules: Amending WAC 260-70-010, defining the specific definition of "post time."

No small business economic impact statement is required for this proposal by chapter 19.85 RCW.

The enactment above is not anticipated to affect more than 20 percent of all industries nor more than 10 percent of any one industry as defined by section 2(3), chapter, Laws of 1982. Therefore, a small business economic impact statement has not been prepared.

Hearing Location: Washington Horse Racing Commission, 7912 Martin Way, Suite D, Olympia, WA 98506, on November 9, 1993, at 1:00 p.m.

Submit Written Comments to: Bruce Batson, Executive Secretary, Washington Horse Racing Commission, 7912 Martin Way, Suite D, Olympia, WA 98506, by November 8, 1993

Date of Intended Adoption: November 9, 1993.

October 6, 1993
Bruce Batson
Executive Secretary

AMENDATORY SECTION (Amending Order 88-06, filed 1/25/89)

WAC 260-70-010 Definitions applicable to chapter 260-70 WAC. As used in this chapter, unless the context clearly requires a different meaning, the following terms shall have the following meanings:

- (1) "Permitted medication" or "medication" means and includes any substance used to treat or prevent disease, relieve pain, or improve health with the exception of prohibited drugs.
- (2) "Prohibited drugs" means (a) any medication or metabolic derivatives thereof which is an analgesic, including narcotics or which could serve as a local anesthetic, or tranquilizer, or which could stimulate or depress the circulatory, respiratory, or central nervous system of a horse, or bronchial dilators; or (b) any interfering substance.
- (3) "Interfering substance" or "interfere" means and refers to any medication which might mask or screen the presence of prohibited drugs or prevent or delay testing procedures. Such terms include permitted medication when used in quantities which might mask or screen the presence of prohibited drugs or prevent or delay testing procedures.
- (4) "Approved nonsteroidal anti-inflammatory drug (NSAID)" includes and is limited to phenylbutazone or oxyphenylbutazone; naproxen and meclofenamic acid used in the manner described in WAC 260-70-090.
- (5) "Bleeder" means a horse which hemorrhages from a nostril or into its trachea during a race or during exercise or within one hour of the race or exercise.

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(6) "Bleeder list" means a tabulation of all bleeders to be maintained by the commission veterinarian.

(7) "Post Time" means the time set for the arrival at the starting point of a race as printed in the Daily Racing Form or other comparable publication specified by the board of stewards.

WSR 93-20-121 PROPOSED RULES HORSE RACING COMMISSION

[Filed October 6, 1993, 10:08 a.m.]

Original Notice.

Title of Rule: Amending WAC 260-08-005 Horse Racing Commission—Composition—Duties.

Purpose: Amends the WAC to conform to up-to-date regulations and removes previous address.

Statutory Authority for Adoption: RCW 67.16.040.

Summary: Clean-up outdated language.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Bruce Batson, Olympia, Washington, (206) 459-6462.

Name of Proponent: Washington Horse Racing Commission, governmental.

Rule is not necessitated by federal law, federal or state court decision.

Explanation of Rule, its Purpose, and Anticipated Effects: To remove outdated language.

Proposal Changes the Following Existing Rules: Amending WAC 260-08-005, removing outdated language and previous commission address.

No small business economic impact statement is required for this proposal by chapter 19.85 RCW.

The enactment above is not anticipated to affect more than 20 percent of all industries nor more than 10 percent of any one industry as defined by section 2(3), chapter, Laws of 1982. Therefore, a small business economic impact statement has not been prepared.

Hearing Location: Washington Horse Racing Commission, 7912 Martin Way, Suite D, Olympia, WA 98506, on November 9, 1993, at 1:00 p.m.

Submit Written Comments to: Bruce Batson, Executive Secretary, Washington Horse Racing Commission, 7912 Martin Way, Suite D, Olympia, WA 98506, by November 8, 1993.

Date of Intended Adoption: November 9, 1993.

October 6, 1993
Bruce Batson
Executive Secretary

AMENDATORY SECTION (Amending § 260-08-005, filed 10/6/67)

WAC 260-08-005 Horse racing commission—Composition—Duties. The horse racing commission, composed of three members appointed by the governor, is responsible for licensing, regulating and supervising all horse racing meets in the state where the parimutuel system is used. The commission functions through periodic public meetings held throughout the state and where required, conducts hearings in accordance with ((WAC 260-08-010)).

through 260 08 580 procedural rules.)) this chapter. Various commission employees, where required, assist the commission with the statutory duties and the enforcement of chapters 260-12 through 260-84 WAC. The public may obtain information and make submissions at the main Commission Office((, 210 East Union, Olympia, Washington 98504 (telephone 753-3741))) as well as the temporary field offices at each of the several licensed tracks when operating.

WSR 93-20-122 PROPOSED RULES HORSE RACING COMMISSION

[Filed October 6, 1993, 10:09 a.m.]

Original Notice.

Title of Rule: Amending WAC 260-24-210, 260-24-290, 260-24-440, 260-24-460 and 260-24-470, regarding association officials and employees.

Purpose: Update and remove ambiguous language from rules of racing.

Statutory Authority for Adoption: RCW 67.16.040.

Summary: To bring rules and regulation into compliance with APA requiring nongender specific rules and updating ambiguous or confusing rules.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Bruce Batson, Olympia, Washington, (206) 459-6462.

Name of Proponent: Washington Horse Racing Commission, governmental.

Rule is not necessitated by federal law, federal or state court decision.

Explanation of Rule, its Purpose, and Anticipated Effects: Chapter 260-24 WAC, rules governing association officials and employees. Governs all personnel employed at the track by the association. The updating of these rules will comply with the APA in making these rules nongender specific and remove any ambiguous or confusing language.

Proposal Changes the Following Existing Rules: It will remove any ambiguous/confusing language and per the APA will make these rules nongender specific.

No small business economic impact statement is required for this proposal by chapter 19.85 RCW.

The enactment above is not anticipated to affect more than 20 percent of all industries nor more than 10 percent of any one industry as defined by section 2(3), chapter, Laws of 1982. Therefore, a small business economic impact statement has not been prepared.

Hearing Location: Washington Horse Racing Commission, 7912 Martin Way, Suite D, Olympia, WA 98506, on November 9, 1993, at 1:00 p.m.

Submit Written Comments to: Bruce Batson, Executive Secretary, Washington Horse Racing Commission, 7912 Martin Way, Suite D, Olympia, WA 98506, by November 8, 1993.

Date of Intended Adoption: November 9, 1993.

October 6, 1993
Bruce Batson
Executive Secretary

AMENDATORY SECTION (Amending Rule 251, filed 4/21/61)

WAC 260-24-210 Starter—Schooling of horses. Horses shall be schooled under the supervision of the starter or his <u>or her</u> assistants and the starter shall designate the horses to be placed on the schooling list, a copy of which shall be posted in the office of the racing secretary.

AMENDATORY SECTION (Amending Rule 260, filed 4/21/61)

WAC 260-24-290 Stewards—Inspection of documents. The stewards shall inspect owner's, trainer's or jockey's license, partnership papers, all papers and documents with respect to a contract between a jockey and his or her employer or employers; and papers relating to the appointment of authorized agents; jockey agents; or to the adoption of colors, or to assumed names.

AMENDATORY SECTION (Amending Rule 275, filed 4/21/61)

WAC 260-24-440 Stewards—Violation of rule other than a rule of the race—Procedure. When the stewards feel that a rule, other than a rule of the race, has been violated by any person, the procedure shall be as follows:

- (1) He <u>or she</u> shall be summoned to a meeting before the stewards, called for that purpose.
- (2) Adequate notice of said meeting shall be given the summoned party. The stewards' decision as to what is adequate notice shall be final.
 - (3) No penalty shall be imposed until such hearing.
- (4) Nonappearance of the summoned party after adequate notice shall be construed as a waiver of right to hearing before the stewards.
- (5) No special announcement of the hearing or of the alleged infraction of rules shall be made until after said hearing. Immediately after a hearing, provided the matter is settled, the stewards shall transmit their findings in the signed written statement to the commission and to the party in question. Thereafter, if a penalty is imposed for the infraction of the rules but only in the case of penalty, the commission may make a public statement.

<u>AMENDATORY SECTION</u> (Amending [Rules 358, 359 and 360], filed 8/26/65 [4/21/61])

WAC 260-24-460 Veterinarians. (1) The commission shall employ a veterinarian who is an equine surgeon, practicing in good standing, and licensed to practice under the state board of veterinary examiners.

- (2) He <u>or she</u> shall be present in the paddock to inspect all horses, and shall inspect or observe all horses after the finish of a race, and shall perform such other duties as shall be prescribed from time to time by the stewards.
- (3) If for any reason, a horse is required to be destroyed while either in the paddock or on the track, the veterinarian employed by the commission or his <u>or her</u> assistant shall perform the execution. The act of execution shall not take place in view of the public.

Reviser's note: The bracketed material preceding the section above was supplied by the code reviser's office.

AMENDATORY SECTION (Amending Order 79-1, filed 5/4/79)

WAC 260-24-470 Clocker-identifier. The clocker-identifier shall be responsible primarily for supervising the proper identification and timing of horses during workouts as well as the proper recordation and reporting to the commission and public of individual performances of each horse. He or she shall be present in the paddock before each race to observe and report to the stewards any irregularities observed as to identification. The trainer is responsible to the clocker-identifier for the proper identification of a horse working out.

WSR 93-20-123 PROPOSED RULES HORSE RACING COMMISSION

[Filed October 6, 1993, 10:10 a.m.]

Original Notice.

Title of Rule: New sections to chapter 260-08 WAC, Practice and procedure, WAC 260-08-690, 260-08-700, 260-08-710, 260-08-720, 260-08-730, 260-08-740, and 260-08-750.

Purpose: To comply with the Administrative Procedure Act to bring specific rules into conformance with nongender specific rules and to update the rules to be less ambiguous or confusing.

Statutory Authority for Adoption: RCW 67.16.040.

Summary: Bring rules of racing into compliance with the APA, remove ambiguous or confusing rules.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Bruce Batson, Olympia, Washington, (206) 459-6462.

Name of Proponent: Washington Horse Racing Commission, governmental.

Rule is not necessitated by federal law, federal or state court decision.

Explanation of Rule, its Purpose, and Anticipated Effects: To bring into conformance with the APA rules of racing by removing gender specific references and removing ambiguous or confusing language.

Proposal does not change existing rules.

No small business economic impact statement is required for this proposal by chapter 19.85 RCW.

The enactment above is not anticipated to affect more than 20 percent of all industries nor more than 10 percent of any one industry as defined by section 2(3), chapter, Laws of 1982. Therefore, a small business economic impact statement has not been prepared.

Hearing Location: Washington Horse Racing Commission, 7912 Martin Way, Suite D, Olympia, WA 98506, on November 9, 1993, at 1:00 p.m.

Submit Written Comments to: Bruce Batson, Executive Secretary, Washington Horse Racing Commission, 7912 Martin Way, Suite D, Olympia, WA 98506, by November 8, 1993.

Date of Intended Adoption: November 9, 1993.

October 6, 1993
Bruce Batson
Executive Secretary

WAC 260-08-690 Proceedings—Notice to limited english speaking parties. When the commission is notified or otherwise made aware that a limited-english-speaking person is a party in a proceeding, all notices concerning the hearing, including notices of hearing, continuance, and dismissal, shall either be in the primary language of the party or shall include a notice in the primary language or the party which describes the significance of the notice and how the party may receive assistance in understanding and responding to, if necessary, the notice.

NEW SECTION

WAC 260-08-700 Computation of time. In computing any period of time prescribed or allowed by any applicable statute or rule, the day of the act, event, or default after which the designated period of the time begins to run is not to be included. The last day of the period so computed is to be included.

NEW SECTION

WAC 260-08-710 Continuances. (1) Postponements, continuance, extensions of time, and adjournments may be ordered by the presiding officer on his or her own motion or may be granted on timely request of any party, with notice to all other parties, showing good and sufficient cause therefor.

(2) A request for a continuance made prior to the hearing date may be oral or written and shall state that the party seeking the continuance has notified all other parties of the request and that either all other parties agree to the continuance or that all parties do not agree to the continuance. If all parties do not agree to the continuance, the presiding officer shall promptly schedule a prehearing conference to receive argument and to rule on the request.

NEW SECTION

WAC 260-08-720 Filing and service of papers. (1) All notices, pleadings, and other papers filed with the presiding officer shall be served upon all counsel and representatives or record and upon unrepresented parties or upon their agents designated by them of law.

- (2) Service shall be made personally or, unless otherwise provided by law, by first-class, registered, or certified mail, or by commercial parcel delivery company.
- (3) Service by mail shall be regarded as completed upon deposit in the United States mail properly stamped and addressed. Service by commercial parcel delivery shall be regarded as completed upon delivery to the company with charges prepaid.
- (4) Papers required to be filed with the commission shall be deemed filed upon actual receipt during office hours at the main office of the commission.
- (5) Where proof of service is required by statute or rule, filing the papers with the commission, together with one of the following, shall constitute proof of service:
 - (a) An acknowledgement of service.
- (b) A certificate that the person signing the certificate did on the date of the certificate serve the papers upon all

- parties of record in the proceeding by delivering a copy thereof in person.
- (c) A certificate that the person signing the certificate did on the date of the certificate serve the papers upon all parties of record in the proceeding by:
- (i) Mailing a copy thereof, properly addressed with postage prepaid, to each party to the proceeding or his or her attorney or authorized agent.
- (ii) Depositing a copy thereof, properly addressed with charges prepaid, with a commercial parcel delivery company.

NEW SECTION

WAC 260-08-730 Subpoenas. (1) Subpoenas shall be issued and enforced, and witness fees paid, as provided in RCW 34.05.446.

- (2) Every subpoena shall identify the party causing the issuance of the subpoena and shall state the name of the agency and the title of the proceeding and shall command the person to whom it is directed to attend and give testimony or produce designated books, documents, or things under his or her control at the time and place set for the hearing.
- (3) A subpoena may be served by any suitable person over 18 years of age, by exhibiting and reading it to the witness, or by giving him or her a copy thereof, or by leaving such copy at the place of his or her abode with a person of suitable age and discretion of residing within. When service is made by any other person than an officer authorized to serve process, proof of service shall be made by affidavit.
- (4) The presiding officer, upon motion made promptly and in any event at or before the time specified in the subpoena for compliance therewith, may (a) quash or modify the subpoena if it is unreasonable and oppressive or (b) condition denial of motion upon advancement by the person in whose behalf the subpoena is issued of the reasonable cost of producing the books, papers, documents, or tangible things.

NEW SECTION

WAC 260-08-740 Prehearing conference. (1) The presiding officer upon his or her own motion or upon request of a party may direct the parties or their representatives to engage on a prehearing conference or conferences to consider:

- (a) Simplification of the issues.
- (b) The necessity or desirability of amendments to the pleadings.
- (c) The possibility of obtaining stipulations, admissions of fact and admissions of genuineness of documents which will avoid unnecessary proof.
- (d) Limitations on the number and, consolidation of the examination of witnesses.
 - (e) Procedural matters.
- (f) Distribution of written testimony and exhibits to the parties prior to the hearing.
- (g) Such other matters as may aid in the disposition or settlement of the proceeding.
- (2) Prehearing conferences may be held by telephone conference call or at a time and place specified by the presiding officer.

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- (3) Following the prehearing conference, the presiding officer shall issue an order reciting the action taken at the conference, the amendments allowed to the pleadings, and the agreements made by the parties concerning all of the matters considered. If no objection to such notice is filed within ten days after the date of such notice is mailed, it shall control the subsequent course of the proceeding unless modified for good cause by subsequent order.
- (4) In any proceeding the presiding officer may, in his or her discretion, conduct a conference prior to the taking of testimony, or may recess the hearing for such conference, for the purpose of carrying out the purpose of this rule. The presiding officer shall state on the record the results of such conference.
- (5) Nothing in this rule shall be construed to limit the right of the commission to attempt informal settlement of a proceeding or hearing at any time.

WAC 260-08-750 Evidence. (1) All rulings upon objections to the admissibility of evidence shall be made in accordance with the provisions of RCW 34.05.452.

- (2) Where practical, the presiding officer may order:
- (a) That all documentary evidence which is to be offered during the hearing, or portions of the hearing, be submitted to the presiding officer and to the other parties sufficiently in advance to permit study an preparation of cross-examination and rebuttal evidence.
- (b) That documentary evidence not submitted in advance as required in (a) of this subsection be not received in evidence in the absence of a clear showing that the offering party had good cause for his or her failure to produce the evidence sooner, unless it is submitted for impeachment purposes.
- (c) That the authenticity of all documents submitted in advance in a proceeding in which such submission is required be deemed admitted unless written objection thereto is filed prior to the hearing, except that a party will be permitted to challenge such authenticity at a later time upon a clear showing of good cause for failure to have filed such written statement.
- (3) No former employee of the commission shall appear except with permission of the commission, as an expert witness on behalf of other parties in a proceeding in which he or she previously took an active part in the investigations as a representative of the commission.
- (4) The refusal of a witness to answer any question which has been ruled to be proper shall, in the discretion of the presiding officer, be ground for striking all testimony previously given by suck witness on related matter.
- (5) Any party bound by a stipulation or admission of record may, at any time prior to closure of the hearing, be permitted to withdraw the same in whole or in part by showing to the satisfaction of the presiding officer that such stipulation or admission was made inadvertently or under a bona fide mistake of fact contrary to the true fact and that its withdrawal at the time proposed will not unjustly prejudice the rights of other parties to the proceeding.

Reviser's note: The typographical errors in the above section occurred in the copy filed by the agency and appear in the Register pursuant to the requirements of RCW 34.08.040.

WSR 93-20-124 PROPOSED RULES HORSE RACING COMMISSION

[Filed October 6, 1993, 10:11 a.m.]

Original Notice.

Title of Rule: New sections to chapter 260-08 WAC, Practice and procedure, WAC 260-08-760, 260-08-770, 260-08-780, 260-08-790, 260-08-800, 260-08-810, 260-08-820, and 260-08-830.

Purpose: To comply with the Administrative Procedure Act to bring specific rules into conformance with nongender specific rules and to update the rules to be less ambiguous or confusing.

Statutory Authority for Adoption: RCW 67.16.040.

Summary: Bring rules of racing into compliance with the APA, remove ambiguous or confusing rules.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Bruce Batson, Olympia, Washington, (206) 459-6462.

Name of Proponent: Washington Horse Racing Commission, governmental.

Rule is not necessitated by federal law, federal or state court decision.

Explanation of Rule, its Purpose, and Anticipated Effects: To bring into conformance with the APA rules of racing by removing gender specific references and removing ambiguous or confusing language.

Proposal does not change existing rules.

No small business economic impact statement is required for this proposal by chapter 19.85 RCW.

The enactment above is not anticipated to affect more than 20 percent of all industries nor more than 10 percent of any one industry as defined by section 2(3), chapter, Laws of 1982. Therefore, a small business economic impact statement has not been prepared.

Hearing Location: Washington Horse Racing Commission, 7912 Martin Way, Suite D, Olympia, WA 98506, on November 9, 1993, at 1:00 p.m.

Submit Written Comments to: Bruce Batson, Executive Secretary, Washington Horse Racing Commission, 7912 Martin Way, Suite D, Olympia, WA 98506, by November 8, 1993.

Date of Intended Adoption: November 9, 1993.

October 6, 1993
Bruce Batson
Executive Secretary

NEW SECTION

WAC 260-08-760 Testimony under oath or affirmation. (1) Every person called as a witness in a hearing shall swear or affirm that the testimony he or she is about to give in the hearing shall be the truth according to the provisions of RCW 5.28.020 through 5.28.060.

(2) Every interpreter shall, before beginning to interpret, take an oath that a true interpretation will be made to the person being examined of all proceedings in a language or manner which the person understands, and that the interpreter will repeat the statements of the person being examined to the commission, in the english language, to the best of the interpreter's skill and judgement.

[121] Proposed

WAC 260-08-770 Reporting-recording. All hearings shall be recorded by manual, electronic, or other type of recording device.

NEW SECTION

WAC 260-08-780 Teleconference hearings. (1) The presiding officer, with the concurrence of the commission, may conduct all or part of a hearing by telephone, television, or other electronic means, if each participant in the hearing has an opportunity to participate in, to hear, and if technically feasible, to see the entire proceeding while it is taking place, provided the presiding officer shall grant the motion on amy person showing good cause for having the hearing conducted in person at a rescheduled time.

(2) Documentary evidence shall be submitted in advance as provided in WAC 260-08-750.

Reviser's note: The typographical error in the above section occurred in the copy filed by the agency and appears in the Register pursuant to the requirements of RCW 34.08.040.

NEW SECTION

WAC 260-08-790 Cameras—Recording devices. Photographic and recording equipment shall be permitted at hearings; however, the presiding officer may impose such conditions upon their use as he or she deems necessary to prevent disruption of the hearing.

NEW SECTION

WAC 260-08-800 Presiding officer. The presiding officer shall have the authority to:

- (1) Determine the order of presentation of evidence.
- (2) Administer oaths and affirmation.
- (3) Issue subpoenas.
- (4) Rule on procedural matters, objections, and motions.
- (5) Rule on offers of proof and receive relevant evidence.
- (6) Interrogate witnesses in an impartial manner so as to develop any facts deemed necessary to fairly and adequately decide the matter.
- (7) Call additional witnesses and request additional exhibits deemed necessary to complete the record and receive such evidence subject to full opportunity for cross-examination and rebuttal by all parties.
- (8) Take any appropriate action necessary to maintain order during the hearing.
- (9) Permit or require oral argument or briefs and determine the time limits for submission thereof.
- (10) Take any other action necessary and authorized by nay applicable statue or rule.
- (11) Waive any requirement of these rules unless a party shows that it would be prejudiced by such a waiver.

Reviser's note: The typographical errors in the above section occurred in the copy filed by the agency and appear in the Register pursuant to the requirements of RCW 34.08.040.

NEW SECTION

WAC 260-08-810 Initial or final order. Every decision and order, whether initial or final, shall:

- (1) Be correctly captioned as to the name of the commission and the name of the proceeding or hearing.
- (2) Designate all parties and representatives participating in the proceeding.
- (3) Include a concise statement, of the nature and background of the proceeding.
- (4) Contain appropriate numbered findings of fact meeting the requirements in RCW 34.05.461.
- (5) Contain appropriate numbered conclusions of law, including citations of statutes and rules relied upon.
- (6) Contain an initial or final order disposing of all contested issues.
- (7) Contain a statement describing post hearing remedies.

NEW SECTION

WAC 260-08-820 Petition for rulemaking—Form, content and filing. A petition for adoption, amendment, or repeal of a rule shall generally adhere to the following form:

- (1) At the top of the page shall appear the wording "Before the Washington Horse Racing Commission". On the left side of the page below the foregoing the following caption shall be set out: "In the matter of the petition of (name of the petitioning party) for rulemaking." Opposite the foregoing caption shall appear the word "petition".
- (2) The body of the petition shall be set out in numbered paragraphs. The first paragraph shall state the name and address of the petitioning party and whether the petitioner seeks adoption of a new rule or rules, or amendment or repeal of an existing rule or rules. The second paragraph, in case of a proposed new rule or amendment of an existing rule, shall set forth the desired rule in its entirety. Where the petition is for repeal of an existing rule, such shall be stated and the rule proposed to be repealed shall either be set forth in full or shall be referred to be agency rule number. The third paragraph shall set forth concisely the reasons for the proposal of the petitioner and shall contain a statement as to the interest of the petitioner in the subject matter of the rule. Additional numbered paragraphs may be used to give full explanation of the petitioner's reason for the action sought.
- (3) Petitions shall be dated and signed by the person or entity named in the first paragraph or by the petitioner's attorney. The original and two legible copies shall be filed with the commission.

Reviser's note: The typographical error in the above section occurred in the copy filed by the agency and appears in the Register pursuant to the requirements of RCW 34.08.040.

NEW SECTION

WAC 260-08-830 Consideration and disposition. (1) Each petition for the adoption, amendment, or repeal of a rule shall be considered by the commission and the commission, in its discretion, solicit comments or invite discussion concerning the matter prior to disposition of the petition.

(2) If the agency denies the petition, the denial shall be served upon the petitioner.

WSR 93-20-126 PROPOSED RULES DEPARTMENT OF LICENSING

(Cemetery Board) [Filed October 6, 1993, 10:42 a.m.]

Original Notice.

Title of Rule: WAC 98-70-010 Fees. Purpose: To amend existing rules.

Statutory Authority for Adoption: RCW 68.05.100.

Summary: Establishes application fees for certificate of authority, crematory license/endorsement, and exemption from prearrangement sales license; establishes renewal fee for exemption from prearrangement sales license; and raises renewal fee for certificate of authority.

Reasons Supporting Proposal: To provide adequate revenue to fund the licensing program which supports the Cemetery Board.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Jon Donnellan, Administrator, Bristol Court, (206) 586-4905.

Name of Proponent: Cemetery Board, governmental.

Rule is not necessitated by federal law, federal or state court decision.

Explanation of Rule, its Purpose, and Anticipated Effects: The seventy-five cent increase in renewal of certificate of authority rate is necessary to bring the revenue of the Cemetery Board's program into line with expenditures. New application fees will provide compensation of administrative time spent in processing the applications.

Proposal Changes the Following Existing Rules: Establishes application fees for certificate of authority, crematory license/endorsement, and exemption from prearrangement sales license; establishes renewal fee for exemption from prearrangement sales license; and raises renewal fee for certificate of authority.

No small business economic impact statement is required for this proposal by chapter 19.85 RCW.

Hearing Location: Conference Room, Third Floor, 2424 Bristol Court, Olympia, WA, on November 15, 1993, at 2:00 p.m.

Submit Written Comments to: Jon Donnellan, Administrator, Cemetery Board, P.O. Box 9012, Olympia, WA 98507-9012, by November 12, 1993.

Date of Intended Adoption: December 17, 1993.

October 4, 1993 Jon Donnellan Administrator

AMENDATORY SECTION (Amending WSR 93-07-041, filed 3/12/93, effective 4/12/93)

WAC 98-70-010 Fees. The following fees shall be charged by the ((Washington state cemetery board)) department of licensing:

Title of Fee	Fee
((Regulatory charges	
Charge per each preceding calendar	
year interments, entombments	
and inurnments \$	3.00
Prearrangement sales license	
Application — — — — — — — — — — — — — — — — — — —	100.00
Renewal	-50.00
Cremated remains disposition permit or endorsement	÷
Application	-50.00
Renewal	-25.00
Crematory-license/endorsement fifty dollars/yea	ar plus
fifty cents per cremation performed during applicable	year.))
Certificate of authority	
Application \$	<u>250.00</u>
Renewal	<u>3.75</u>
Charge per each interment,	
entombment and inurnment	
during preceding calendar	
<u>year</u>	
Crematory license/endorsement	
	100.00
Renewal fifty dollars plus	100.00
fifty cents per cremation	
performed during the preceding	
calendar year	
Prearrangement sales license	100.00
	100.00
Renewal	<u>50.00</u>
Exemption from prearrangement sales license	
Application	50.00
Renewal	25.00
Cremated remains disposition permit or endorsement	50.00
Application Renoval	<u>50.00</u>
Renewal	<u>25.00</u>

WSR 93-20-128 PROPOSED RULES STATE BOARD OF EDUCATION

[Filed October 6, 1993, 11:23 a.m.]

Original Notice.

Title of Rule: WAC 180-51-050, High school credit—Definition.

Purpose: This section establishes the definition of credit for high school graduation.

Statutory Authority for Adoption: RCW 28A.230.090. Statute Being Implemented: RCW 28A.600.330.

Summary: RCW 28A.600.330 High school students' options—Maximum terms of enrollment for high school credit, establishes that a student in the running start program shall not earn during one year credit for more than the equivalent of the coursework for one academic year.

Reasons Supporting Proposal: The suggested amendment establishes the mandated maximum credit to be earned.

Name of Agency Personnel Responsible for Drafting: Rick Wilson, Old Capitol Building, 753-2298; Implementation: John Pearson, Old Capitol Building, 753-1545; and

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Enforcement: Alfred Rasp, Jr., Old Capitol Building, 753-3449.

Name of Proponent: State Board of Education, governmental.

Rule is not necessitated by federal law, federal or state court decision.

Explanation of Rule, its Purpose, and Anticipated Effects: WAC 180-51-050 High school credit—Definition, establishes the definition of credit for purposes of high school graduation. The amendments reflect changes resulting from the implementation of the "running start program," RCW 28A.600.330. Proposed amendments to WAC 180-51-050 High school credit—Definition, to be adopted on a permanent basis with an effective date of September 1, 1994.

Proposal Changes the Following Existing Rules: The changes facilitate the implementation of the "running start program" by clarifying the definition of credit for high school graduation.

No small business economic impact statement is required for this proposal by chapter 19.85 RCW.

Hearing Location: Spokane School District, Board Room No. 1, 200 North Bernard, Spokane, WA 99201, on November 17, 1993, at 1 p.m.

Submit Written Comments to: Dr. Monica Schmidt, State Board of Education, P.O. Box 47206, Olympia, WA 98504-7206, by November 15, 1993.

Date of Intended Adoption: November 19, 1993.

October 5, 1993
Dr. Monica Schmidt
Executive Director/Secretary

AMENDATORY SECTION (Amending Order 12-85, filed 6/5/85)

WAC 180-51-050 High school credit—Definition. As used in this chapter the term "high school credit((7))" ((the equivalency of one year of study,)) shall mean:

- (1) ((At the high school level, 180 (50 minute))) Grades nine through twelve high school programs. One hundred fifty hours of planned in-school instruction ((or 9,000 minutes (i.e., 150 hours)) shall equal one high school credit(()));
- (2) ((At the adult education level, 180 (50 minute) hours of planned in school instruction or 9,000 minutes or, in lieu thereof, 90 (50 minute))) Running start program. Five quarter hours or ((more of planned in school instruction with)) three semester hours of ((planned individual study (homework) substituted for each 50 minute hour of in school instruction less than 180 (i.e.,)) community college work shall equal ((one)) .75 high school credit(())) for students enrolled in the running start program; and
- (3) ((At the)) Community college ((or university level,)) adult high school completion program. Five quarter or three semester hours ((eredits (i.e.,)) of community college work shall equal ((one)) 1.0 high school credit(())) for students in the community college high school completion program.

WSR 93-20-129 PROPOSED RULES BUILDING CODE COUNCIL

[Filed October 6, 1993, 11:34 a.m.]

Supplemental Notice to WSR 93-16-113.

Title of Rule: Washington State Energy Code.

Purpose: To review state Energy Code requirements for window thermal testing.

Statutory Authority for Adoption: RCW 19.27A.020(5). Statute Being Implemented: RCW 19.27A.020 (b)(vii).

Summary: Window testing requirements are changed from the American Architectural Manufacturers Association (AAMA) 1503.1 or American Society for Testing Materials (ASTM) C236 or C976 Standards to the new National Fenestration Rating Council (NFRC) testing and certification standards. This proposal also provides a transition period allowing an extensive default table through December 31, 1994.

Reasons Supporting Proposal: The NFRC standard is the new state of the art standard that has been developed in cooperation with the window industry.

Name of Agency Personnel Responsible for Drafting and Implementation: Judith Darst, P.O. Box 48300, Olympia, WA 98504-8399, (206) 586-2251; and Enforcement: Local governments.

Name of Proponent: State Building Code Council, governmental.

Agency Comments or Recommendations, if any, as to Statutory Language, Implementation, Enforcement, and Fiscal Matters: In addition to the proposed changes to the state Energy Code window thermal testing requirements the council is interested in seeking comments on the following:

Changes to RCW 19.27A.020(5) may be needed if this code change is adopted. The council seeks recommendations as to how RCW 19.27A.020(5) should be revised, and any additional issues related to window thermal testing that should be addressed with the changes.

Is the proposed requirement for certification an undue hardship for small window manufacturers? If so, what sort of mitigation is appropriate under the Regulatory Fairness Act (chapter 19.85 RCW) to reduce the economic impact of the rule on those businesses?

Should all manufacturers be allowed to use the default table allowed in Exception 3 to WAC 51-11-0502.1.5.1, or should this exception only be allowed as mitigation to small businesses under the Regulatory Fairness Act?

How and when the existing AAMA and ASTM window tests should sunset?

Will use of the NFRC Standard 100-91 significantly alter the expected U-values for windows when compared to AAMA or ASTM tested products?

The current energy code favors the use of default values for the thermal efficiency of doors. Should the energy code thermal efficiency requirements for doors be adjusted to encourage testing?

Should skylights continue to be included as part of vertical glazing or should they be provided with thermal efficiency requirements specifically for skylights?

Adjustments to the thermal efficiency requirements for log homes are also proposed to provide more flexibility for log home builders in their design and construction. Are

these adjustments appropriate? Please note that this will also require additional changes to chapter 19.27A RCW.

Rule is not necessitated by federal law, federal or state court decision.

Earlier this year, the Federal Trade Commission (FTC) filed a complaint against the Pacific Inspection and Research Laboratory (PIRL) alleging that PIRL had misrepresented the results of thermal performance tests they conducted on windows. The FTC also charged PIRL with misrepresenting that the tests were performed according to applicable industry standards and accepted engineering practices. Finally, the commission charged that by providing deceptive test reports, PIRL provided others with the means to deceive customers.

The FTC and PIRL have negotiated a settlement that requires PIRL to retract all of the tests conducted prior to March 16, 1992, within 60 days. For tests conducted after March 16, 1992, PIRL has 60 days to either retract or verify the test results. Once the test results are retracted, it is expected that 440+ results will be removed from the council's window list.

Due to this settlement many window manufacturers will be required to retest their products. While a rule change is not mandated by a court decision, through this process the AAMA and ASTM thermal testing standards have come under increased scrutiny both by the industry and the courts. Also, issues have been raised about the lack of state requirements for certification for these tests.

Rather than require the window manufacturers to retest to old testing standards that are quickly becoming obsolete, the proposed rule change would require all testing to the new National Fenestration Rating Council (NFRC) testing and certification standards. NFRC is a more accurate test. Product lines are simulated through computer programs and validated through physical testing. This incorporates a system of checks and balances. Also, neighboring states already require this standard and the proposed rule would bring Washington state in line on the way to a consistent and national thermal testing standard for fenestration products.

Explanation of Rule, its Purpose, and Anticipated Effects: As currently written, the rule establishes the Energy Code requirements for the thermal testing of windows and doors. In addition, the rule establishes the thermal efficiency requirements for windows and doors when prescriptive paths are used for construction. The purpose of the proposal is to: Propose that window testing requirements in the state Energy Code should be revised in order to conform with the new National Fenestration Rating Council (NFRC) Standard 100-91; propose that all window tests should be certified; and consider whether adjustments to the thermal requirements for windows, doors, and skylights are justified.

Proposal Changes the Following Existing Rules: The proposal requires that window product tests shall be certified; the proposal would amend the state Energy Code to require that windows be tested for thermal efficiency using the NFRC Standard 100-91, rather than the AAMA 1503.1-88 or the ASTM C236-87 or C976-82 as currently required; the proposal includes revised prescriptive, component performance, and system analysis requirements for log homes in anticipation that the NFRC Standard 100-91 may be a more stringent testing requirement than the AAMA 1503.1-88 or the ASTM C236-87 or C976-82 as currently

required; the proposal allows the use of default values for determining the thermal efficiency of glazing products until December 31, 1994; and included in the proposal is an exception to Section 502.1.5.1 and a default table footnote that allow certain window products to comply with the Energy Code thermal requirements until December 31, 1994.

Small Business Economic Impact Statement: Please see WSR 93-16-113.

Hearing Location: Kirkland City Hall, 123 Fifth Avenue, Kirkland, WA 98033-6189, on November 19, 1993, at 9:00 a.m.

Submit Written Comments to: Gene Colin, Chair, State Building Code Council, P.O. Box 48300, Olympia, WA 98504-8300, by November 12, 1993.

Date of Intended Adoption: November 19, 1993.

September 24, 1993 Gene Colin Council Chair

AMENDATORY SECTION (Amending WSR 91-01-112, filed 12/19/90, effective 7/1/91)

WAC 51-11-0201 General definitions.

201.1 Application of Terms: For the purposes of this Code, certain abbreviations, terms, phrases, words and their derivatives, shall be as set forth in this chapter. Where terms are not defined, they shall have their ordinary accepted meanings within the context with which they are used. In the event there is a question about the definition of a term, the definitions for terms in the codes enumerated in RCW 19.27.031 and the edition of Webster's dictionary referenced therein shall be considered as the sources for providing ordinarily accepted meanings.

AAMA: American Architectural Manufacturers Association

Accepted analysis methods: Heating/cooling and lighting load calculations performed in accordance with the most current procedures developed by a nationally recognized professional organization and approved by the Building Official.

Addition: See the Washington State Building Code.

Advanced framed ceiling: Advanced framing assumes full and even depth of insulation extending to the outside edge of exterior walls. (See Standard Framing.)

Advanced framed walls: Studs framed on twenty-four inch centers with double top plate and single bottom plate. Corners use two studs or other means of fully insulating corners, and one stud is used to support each header. Headers consist of double 2X material with R-10 insulation between the header and exterior sheathing. Interior partition wall/exterior wall intersections are fully insulated in the exterior wall.

AFUE. Annual fuel utilization efficiency: Unlike steady state conditions, this rating is based on average usage including on and off cycling as set out in the standardized Department of Energy Test Procedures.

Air conditioning, comfort: The process of treating air to control simultaneously its temperature, humidity, cleanliness and distribution to meet requirements of the conditioned space.

Air transport factor: The ratio of the rate of useful sensible heat removal from the conditioned space to the

energy input to the supply and return fan motor(s), expressed in consistent units and under the designated operating conditions.

ASHRAE: American Society of Heating, Refrigerating and Air Conditioning Engineers, Inc.

ASTM: American Society for Testing and Materials Automatic: Self-acting, operating by its own mecha-

Automatic: Self-acting, operating by its own mechanism when actuated by some impersonal influence, as for example, a change in current strength, pressure, temperature or mechanical configuration. (See Manual.)

Basement Wall: The opaque portion of a wall which encloses a basement and is partially or totally below grade.

Below grade walls: Walls or the portion of walls which are entirely below the finish grade or which extend two feet or less above the finish grade.

Building, existing: See the Washington State Building Code.

Boiler capacity: The rate of heat output in Btu/h measured at the boiler outlet, at the design inlet and outlet conditions and rated fuel/energy input.

Building envelope: The elements of a building which enclose conditioned spaces through which thermal energy may be transferred to or from the exterior or to or from spaces exempted by the provisions of Section 101.3.1.

Building official: The official authorized to act in behalf of a jurisdiction code enforcement agency or its authorized representative.

Building project: A building or group of buildings, including on-site energy conversion or electric-generating facilities, which utilize a single submittal for a construction permit or are within the boundary of a contiguous area under one ownership.

Clerestory: A window placed in a wall projecting from a roof plane at sixty degrees or more from the horizontal to admit daylight into the interior of a building. (See Skylight.)

Comfort Envelope: The area on a psychrometric chart enclosing all those conditions described in Standard RS-4, Figure No. 1, as being comfortable.

Conditioned space: All spaces which are provided with heated and/or cooled air or which are capable of being maintained at temperatures over fifty degrees F during the heating season, including adjacent connected spaces separated by an uninsulated component (e.g., basements, utility rooms, garages, corridors).

Continuous air barrier: A system of materials installed during construction that is designed to effectively minimize the transfer of air to or from the conditioned space though [through] unintentional openings in the building envelope.

Cooled space: Space within a building which is provided with a positive cooling supply.

COP - Coefficient of performance: The ratio of the rate of net heat output (heating mode) or heat removal (cooling mode) to the rate of total on-site energy input to the heat pump, expressed in consistent units and under designated rating conditions. (See Net Heat Output, Net Heat Removal, Total On-Site Energy Input.)

Deadband: The temperature range in which no heating or cooling is used.

Degree day, heating: A unit, based upon temperature difference and time, used in estimating fuel consumption and specifying nominal heating load of a building in winter. For

any one day when the mean temperature is less than sixty-five degrees F there exist as many degree days as there are Fahrenheit degrees difference in temperature between the mean temperature for the day and sixty-five degrees F.

Door area: Total area of door measured using the rough opening and including the door and frame.

Dwelling unit: See the Washington State Building Code.

EER. Energy efficiency ratio: The ratio of net equipment cooling capacity in Btu/h to total rate of electric input in watts under designated operating conditions.

Efficiency, HVAC system: The ratio of useful energy (at the point of use) to the energy input for a designated time period, expressed in percent.

Emissivity: The ability to absorb infrared radiation. A low emissivity implies a higher reflectance of infrared radiation.

Energy: The capacity for doing work; taking a number of forms which may be transformed from one into another, such as thermal (heat), mechanical (work), electrical and chemical; in customary units, measured in kilowatt-hours (kWh) or British thermal units (Btu). (See New energy.)

Energy, recovered: (See Recovered energy.) Exterior envelope: (See Building envelope.)

Floor over unconditioned space: A floor which separates a conditioned space from an unconditioned space which is buffered from exterior ambient conditions including vented crawlspaces and unconditioned basements or other similar spaces, or exposed to exterior ambient conditions including open parking garages and enclosed garages which are mechanically ventilated.

F-Value: The perimeter heat loss factor expressed in Btu/hr ft o °F.

Glazing: All areas, including the frames, in the shell of a conditioned space that let in natural light including windows, clerestories, skylights, sliding or swinging glass doors and glass block walls.

Glazing area: Total area of the glazing measured using the rough opening, and including the glazing, sash, and frame. For doors where the daylight opening area is less than fifty percent of the door area, the glazing area is the daylight opening area. For all other doors, the glazing area is the door area.

Gross conditioned floor area: The horizontal projection of that portion of interior space which is contained within exterior walls and which is conditioned directly or indirectly by an energy-using system, and which has an average height of five feet or greater, measured from the exterior faces.

Gross exterior wall area: The normal projection of the building envelope wall area bounding interior space which is conditioned by an energy-using system; includes opaque wall, window and door areas. The gross area of walls consists of all opaque wall areas, including foundation walls, between floor spandrels, peripheral edges of floors, window areas including sash, and door areas, where such surfaces are exposed to exterior ambient conditions and enclose a conditioned space including interstitial areas between two such spaces.

Gross floor area: The sum of the areas of the several floors of the building, including basements, cellars, mezzanine and intermediate floored tiers and penthouses of

headroom height, measured from the exterior faces of exterior walls or from the center line of walls separating buildings, but excluding: Covered walkways, open roofed-over areas, porches and similar spaces. Pipe trenches, exterior terraces or steps, chimneys, roof overhangs and similar features.

Gross roof/ceiling area: The sum of the areas of the roof/ceiling assembly, consisting of the total interior surface area of all elements, including skylights, which enclose a conditioned space.

Guest room: See the Washington State Building Code.

Heat: The form of energy that is transferred by virtue of a temperature difference.

Heat storage capacity: The physical property of materials (mass) located inside the building envelope to absorb, store, and release heat.

Heated space: Space within a building which is provided with a positive heating supply. Finished living space within a basement or registers or heating devices designed to supply heat to a basement space shall automatically define that space as heated space. (See Positive Heating Supply.)

HSPF. Heating season performance factor: The total heating output (in Btu) of a heat pump during its normal annual usage period for heating divided by the total (watt hour) electric power input during the same period, as determined by test procedures consistent with the U.S. Department of Energy "Test Procedure for Central Air Conditioners, Including Heat Pumps" published in the December 27, 1979, Federal Register, Vol 44, No. 24, IOCFR. 430. When specified in Btu per watt hour an HSPF of 6.826 is equivalent to a COP of 2.0.

Humidistat: A regulatory device, actuated by changes in humidity, used for automatic control of relative humidity.

HVAC: Heating, ventilating and air conditioning.

HVAC system components: HVAC system components provide, in one or more factory-assembled packages, means for chilling and/or heating water with controlled temperature for delivery to terminal units serving the conditioned spaces of the buildings. Types of HVAC system components include, but are not limited to, water chiller packages, reciprocating condensing units and water source (hydronic) heat pumps. (See HVAC system equipment.)

HVAC system efficiency: (See Efficiency, HVAC system.)

HVAC system equipment: HVAC system equipment provides, in one (single package) or more (split system) factory-assembled packages, means for air circulation, air cleaning, air cooling with controlled temperature and dehumidification; and optionally, either alone or in combination with a heating plant, the functions of heating and humidifying. The cooling function may be either electrically or heat operated and the refrigerant condenser may be air, water or evaporatively cooled. Where the equipment is provided in more than one package, the separate packages shall be designed by the manufacturer to be used together. The equipment may provide the heating function as a heat pump or by the use of electric elements. (The word "equipment" used without modifying adjective may, in accordance with common industry usage, apply either to HVAC system equipment or HVAC system components.)

Illumination: The density of the luminous flux incident on a surface; it is the quotient of the luminous flux by the area of the surface when the latter is uniformly illuminated.

Infiltration: The uncontrolled inward air leakage through cracks and interstices in any building element and around windows and doors of a building caused by the pressure effects of wind and/or the effect of differences in the indoor and outdoor air density.

Insulation baffle: A rigid material, resistant to wind driven moisture, the purpose of which is to allow air to flow freely into the attic or crawl space and to prevent insulation from blocking the ventilation of these spaces, or the loss of insulation. Example materials for this purpose are sheet metal, or wax impregnated cardboard.

Luminaire: A complete lighting unit consisting of a lamp or lamps together with the parts designed to distribute the light, to position and protect the lamps and to connect the lamps to the electric power supply.

Manual: Capable of being operated by personal intervention. (See Automatic.)

Net heat output: The change in the total heat content of the air entering and leaving the equipment (not including supplementary heat and heat from boilers).

Net heat removal: The total heat content of the air entering and leaving the equipment (without heat) or the difference in total heat content of the water or refrigerant entering and leaving the component.

New energy: Energy, other than recovered energy, utilized for the purpose of heating or cooling. (See energy.)

Nominal R-value: The thermal resistance of insulation as specified by the manufacturer according to recognized trade and engineering standards.

Nonrenewable energy sources: All energy sources that are not renewable energy sources including natural gas, oil, coal, wood, liquified petroleum gas, steam, and any utility-supplied electricity.

Occupancy: See the Washington State Building Code.
Opaque envelope areas: All exposed areas of a building envelope which enclose conditioned space, except openings for windows, skylights, doors, glazing and building service systems.

Open blown: Loose fill insulation pneumatically installed in an unconfined attic space.

Outdoor air: Air taken from the outdoors and, therefore, not previously circulated through the system.

Packaged terminal air conditioner: A factory-selected combination of heating and cooling components, assemblies or sections intended to serve a room or zone. (For the complete technical definition, see Standard RS-10.)

Packaged terminal heat pump: A factory-selected combination of heating and cooling components, assemblies or sections intended for application in an individual room or zone. (For the complete technical definition, see Standard RS-21.)

Permeance (perm): The ability of a material of specified thickness to transmit moisture in terms of amount of moisture transmitted per unit time for a specified area and differential pressure (grains per hour ● ft² ● inches of HG). Permeance may be measured using ASTM E-96-72 or other approved dry cup method as specified in RS-1.

Pool cover: A vapor-retardant cover which lies on or at the surface of the pool.

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Positive cooling supply: Mechanical cooling deliberately supplied to a space, such as through a supply register. Also, mechanical cooling indirectly supplied to a space through uninsulated surfaces of space cooling components, such as evaporator coil cases and cooling distribution systems which are capable of maintaining air temperatures within the space of eighty-five degrees F, or lower, at the exterior design conditions specified in Section 302.1. To be considered exempt from inclusion in this definition, such surfaces shall comply with the insulation requirements of this Code.

Positive heating supply: Heat deliberately supplied to a space by design, such as a supply register, radiator or heating element. Also, heat indirectly supplied to a space through uninsulated surfaces of service water heaters and space heating components, such as furnaces, boilers and heating and cooling distributions systems which are capable of maintaining air temperature within the space of fifty degrees F, or higher, at the exterior design conditions specified in Section 302.1. To be considered exempt from inclusion in this definition, such surfaces shall comply with the insulation requirements of this Code.

Power: In connection with machines, the time rate of doing work. In connection with the transmission of energy of all types, the rate at which energy is transmitted; in customary units, it is measured in watts (W) or British Thermal Units per hour (Btu/h).

Public facility rest room: A rest room used by the transient public on a regular (rather than casual) basis. Examples include rest rooms in service stations, airports, train terminals and convention halls. Rest rooms incorporated with private guest rooms in hotels, motels or dormitories and rest room facilities intended for the use of employees and not usually used by the general public are not considered public facility rest rooms.

Radiant slab: A slab on grade containing heated pipes, ducts, or electric heating cables that constitute a radiant slab or portion thereof for a complete or partial heating of the structure.

Readily accessible: See the Washington State Mechanical Code.

Recooling: The removal of heat by sensible cooling of the supply air (directly or indirectly) that has been previously heated above the temperature to which the air is to be supplied to the conditioned space for proper control of the temperature of that space.

Recovered energy: Energy utilized which would otherwise be wasted (i.e. not contribute to a desired end use) from an energy utilization system.

Reheat: The application of sensible heat to supply air that has been previously cooled below the temperature of the conditioned space by either mechanical refrigeration or the introduction of outdoor air to provide cooling.

Renewable energy sources: Renewable energy sources of energy (excluding minerals) are derived from: (1) incoming solar radiation, including but not limited to, natural daylighting and photosynthetic processes; (2) energy sources resulting from wind, waves and tides, lake or pond thermal differences; and (3) energy derived from the internal heat of the earth, including nocturnal thermal exchanges.

Reset: Adjustment of the set point of a control instrument to a higher or lower value automatically or manually to conserve energy.

Roof/ceiling assembly: A roof/ceiling assembly shall be considered as all components of the roof/ceiling envelope through which heat flows, thus creating a building transmission heat loss or gain, where such assembly is exposed exterior ambient conditions to and encloses a conditioned space. The gross area of a roof/ceiling assembly consists of the total interior surface of such assembly, including skylights.

Room air conditioner: A packaged assembly designed as a unit primarily for mounting in a window or through a wall, or as a console, and designed to provide free delivery of conditioned air to an enclosed space, room or zone. It includes a prime source of refrigeration for cooling and dehumidification and means for circulating and cleaning air, and may also include means for ventilating and heating.

Sequence: A consecutive series of operations.

Service systems: All energy-using systems in a building that are operated to provide services for the occupants or processes housed therein, including HVAC, service water heating, illumination, transportation, cooking or food preparation, laundering or similar functions.

Service water heating: Supply of hot water for domestic or commercial purposes other than comfort heating.

Service water heating demand: The maximum design rate of energy withdrawal from a service water heating system in a designated period of time (usually an hour or a day).

Shaded: Glazed area which is externally protected from direct solar radiation by use of devices permanently affixed to the structure or by an adjacent building, topographical feature, or vegetation.

Shall: Denotes a mandatory code requirement.

Single family: One and two family residential dwelling units with no more than two units in a single building.

Skylight: A glazing surface that has a slope of less than sixty degrees from the horizontal plane.

Slab-on-grade, exterior: Any portion of a slab floor in contact with the ground which is less than or equal to twenty-four inches below the final elevation of the nearest exterior grade.

Slab-below-grade: Any portion of a slab floor in contact with the ground which is more than twenty-four inches below the final elevation of the nearest exterior grade.

Small business: Any business entity (including a sole proprietorship, corporation, partnership, or other legal entity) which is owned and operated independently from all other businesses, which has the purpose of making a profit, and which has fifty or fewer employees.

Solar energy source: Source of natural daylighting and of thermal, chemical or electrical energy derived directly from conversion of incident solar radiation.

Standard framing: All framing practices not defined as "intermediate" or "advanced" shall be considered standard. (See Advanced framed ceiling, Advanced framed walls, Intermediate framed wall.)

Substantial contact: A condition where adjacent building materials are placed in a manner that proximal surfaces are contiguous, being installed and supported as to

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eliminate voids between materials, without compressing or degrading the thermal performance of either product.

Substantially remodeled or rehabilitated: Any alteration or restoration of a building or structure within any twelve-month period, the cost of which exceeds sixty percent of the current replacement value of the particular building or structure.

System: A combination of central or terminal equipment or components and/or controls, accessories, interconnecting means, and terminal devices by which energy is transformed so as to perform a specific function, such as HVAC, service water heating or illumination.

Tapering: Installation of a reduced level of ceiling insulation at the eaves, due to reduced clearance.

Terminal element: The means by which the transformed energy from a system is finally delivered; i.e. registers, diffusers, lighting fixtures, faucets and similar elements.

Thermal by-pass: An area where the envelope surrounding the conditioned space is breached, or where an ineffective application compromises the performance of a thermal or infiltration barrier, increasing the structure's energy consumption by exposing finished surfaces to ambient conditions and additional heat transfer.

Thermal conductance (C): Time rate of heat flow through a body (frequently per unit area) from one of its bounding surfaces to the other for a unit temperature difference between the two surfaces, under steady conditions (Btu/hr●ft²●°F).

Thermal transmittance (U): The coefficient of heat transmission (air to air). It is the time rate of heat flow per unit area and unit temperature difference between the warm side and cold side air films (Btu/hr ft² °F). The U-value applies to the fractional combinations of different materials used in series along the heat flow path.

Thermal transmittance, overall (U°): The overall (average) heat transmission of a gross area of the exterior building envelope (Btu/hr ●ft² ●°F). The U°-value applies to the combined effect of the time rate of heat flows through the various parallel paths, such as windows, doors and opaque construction areas, comprising the gross area of one or more exterior building components, such as walls, floors or roof/ceiling.

Thermostat: An automatic control device actuated by temperature and designed to be responsive to temperature.

Total on-site energy input: The combination of all the energy inputs to all elements and accessories as included in the equipment components, including but not limited to, compressor(s), compressor sump heater(s), circulating pump(s), purge devices, fan(s), and the HVAC system component control circuit.

Transmission coefficient: The ratio of the solar heat gain through a glazing system to that of an unshaded single pane of double strength window glass under the same set of conditions.

U-Value: See thermal transmittance.

Uniform Building Code: The Washington State Uniform Building Code as modified by the Washington State Building Code Council.

Uniform Mechanical Code: The Washington State Uniform Mechanical Code as modified by the Washington State Building Code Council.

Unitary cooling and heating equipment: One or more factory- made assemblies which include an evaporator or cooling coil, a compressor and condenser combination, and may include a heating function as well. Where such equipment is provided in more than one assembly, the separate assemblies shall be designed to be used together.

Unitary heat pump: One or more factory-made assemblies which include an indoor conditioning coil, compressor(s) and outdoor coil or refrigerant-to-water heat exchanger, including means to provide both heating and cooling functions. When such equipment is provided in more than one assembly, the separate assemblies shall be designed to be used together.

Vapor retarder: A layer of low moisture transmissivity material (not more than 1.0 perm dry cup) placed over the warm side (in winter) of insulation, over the exterior of below grade walls, and under floors as ground cover to limit the transport of water and water vapor through exterior walls, ceilings, and floors. Vapor retarding paint, listed for this application, also complies with this Code.

Vaulted ceilings: All ceilings where enclosed joist or rafter space is formed by ceilings applied directly to the underside of roof joists or rafters.

Ventilation: The process of supplying or removing air by natural or mechanical means to or from any space. Such air may or may not have been conditioned.

Ventilation air: That portion of supply air which comes from outside (outdoors) plus any recirculated air that has been treated to maintain the desired quality of air within a designated space.

Walls (exterior): Any member or group of members which defines the exterior boundaries or courts of a building and which have a slope of sixty degrees or greater with the horizontal plane, and separates conditioned from unconditioned space. Band joists between floors are to be considered a part of exterior walls.

Water-chilling package of absorption: A factorydesigned and prefabricated assembly (not necessarily shipped as a single package) of one or more condensers, evaporators (water coolers), absorbers and generators with interconnections and accessories used for chilling water.

Water-chilling package, centrifugal or rotary: A factory-designed and prefabricated assembly (not necessarily shipped as one package) or one or more centrifugal or rotary compressors, condensers and water coolers (evaporators) with interconnections and accessories used for chilling water.

Water-chilling package, reciprocating: A factory-designed and prefabricated assembly, self-contained or condenserless, of one or more reciprocating compressors, condenser (self-contained only), water coolers (evaporator) and interconnections and accessories used for chilling water. The condenser may be air, evaporatively or water cooled.

Zone: A space or group of spaces within a building with heating and/or cooling requirements sufficiently similar so that comfort conditions can be maintained throughout by a single controlling device. Each dwelling unit in residential buildings shall be considered a single zone.

AMENDATORY SECTION (Amending WSR 91-01-112, filed 12/19/90, effective 7/1/91)

WAC 51-11-0402 Systems analysis.

402.1 Special Requirements for All Group R Occupancy:

402.1.1 Energy Budgets: Proposed buildings designed in accordance with this section shall be designed to use no more energy from non-renewable sources for space heating, and domestic hot water heating than a standard building whose enclosure elements and energy consuming systems are designed in accordance with section 502.2 of this Code for the appropriate climate zone, and heating system type. Energy derived from renewable sources may be excluded from the total annual energy consumption attributed to the alternative building.

402.1.2 Calculation of Energy Consumption: The application for a building permit shall include documentation which demonstrates, using a calculation procedure as listed in Chapter 8, or an approved alternate, that the proposed building's annual space heating energy use does not exceed the annual space heating and water heating energy use of a standard building conforming to Chapter 5 of this Code for the appropriate climate zone. The total calculated annual energy consumption shall be shown in units of kWh/ft²/year or Btu/ft²/year of conditioned area.

402.1.3 Input Values: The following standardized input values shall be used in calculating annual space heating budgets:

budgets.	
PARAMETER	VALUE
Thermostat set point, heating Thermostat set point, cooling Thermostat night set back Thermostat night set back period	65° F 78° F 65° F 0 hours
Internal gain	
R-3 units R-1 units	3000 Btu/hr 1500 Btu/hr
Domestic Hot Water Heater Setpoin	nt 120° F
Domestic Hot Water Consumption	20 gallons/person/day.
Minimum heat storage	Calculated using standard engineering practice for the actual building or as approved.
Site weather data	Typical meteorological year (TMY) or ersatz TMY data for the closest appropriate TMY site or other site as approved.

Heating equipment efficiency

Electric resistance heat	1.00
Heat Pumps	6.80 HSPF.
Other Fuels	0.78 AFUE.

The standard building shall be modeled with glazing area distributed equally among the four cardinal directions. Parameter values that may be varied by the building designer to model energy saving options include, but are not limited to, the following:

- 1. Overall thermal transmittance, U°, of building envelope or individual building components;
 - 2. Heat storage capacity of building;
 - 3. Glazing orientation; area; and shading coefficients;
 - 4. Heating system efficiency.

402.1.4 Solar Shading and Access: Building designs using passive solar features with eight percent or more south facing equivalent glazing to qualify shall provide to the building official a sun chart or other approved documentation depicting actual site shading for use in calculating compliance under this section. The building shall contain at least forty-five Btu/°F for each square foot of south facing glass.

402.1.5 Infiltration: Infiltration levels used shall be set at 0.35 air changes per hour for thermal calculation purposes only.

402.1.6 Heat Pumps: The heating season performance factor (HSPF) for heat pumps shall be calculated using procedures consistent with section 5.2 of the U.S. Department of Energy Test Procedure for Central Air Conditioners, including heat pumps published in the December 27, 1979 Federal Register Vol. 44, No. 24.10 CFR 430. Climate data as specified above, the proposed buildings overall thermal performance value (Btu/°F) and the standardized input assumptions specified above shall be used to model the heat pumps HSPF.

402.2 Energy Analysis: Compliance with this chapter will require an analysis of the annual energy usage, hereinafter called an annual energy analysis.

EXCEPTION:

Chapters 5, and 6 of this Code establish criteria for different energy-consuming and enclosure elements of the building which, will eliminate the requirement for an annual systems energy analysis while meeting the intent of this Code.

A building designed in accordance with this chapter will be deemed as complying with this Code if the calculated annual energy consumption is not greater than a similar building (defined as a "standard design") whose enclosure elements and energy-consuming systems are designed in accordance with Chapter 5.

For an alternate building design to be considered similar to a "standard design," it shall utilize the same energy source(s) for the same functions and have equal floor area and the same ratio of envelope area to floor area, environmental requirements, occupancy, climate data and usage operational schedule.

402.3 Design: The standard design, conforming to the criteria of Chapter 5 and the proposed alternative design shall be designed on a common basis as specified herein:

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The comparison shall be expressed as kBtu or kWh input per square foot of conditioned floor area per year at the building site.

- 402.4 Analysis Procedure: The analysis of the annual energy usage of the standard and the proposed alternative building and system design shall meet the following criteria:
- a. The building heating/cooling load calculation procedure used for annual energy consumption analysis shall be detailed to permit the evaluation of effect of factors specified in section 402.5.
- b. The calculation procedure used to simulate the operation of the building and its service systems through a full-year operating period shall be detailed to permit the evaluation of the effect of system design, climatic factors, operational characteristics, and mechanical equipment on annual energy usage. Manufacturer's data or comparable field test data shall be used when available in the simulation of systems and equipment. The calculation procedure shall be based upon eight thousand seven hundred sixty hours of operation of the building and its service systems.
- 402.5 Calculation Procedure: The calculation procedure shall cover the following items:
- a. Design requirements—Environmental requirements as required in Chapter 3.
- b. Climatic data—Coincident hourly data for temperatures, solar radiation, wind and humidity of typical days in the year representing seasonal variation.
- c. Building data—Orientation, size, shape, mass, air, moisture and heat transfer characteristics.
- d. Operational characteristics—Temperature, humidity, ventilation, illumination, control mode for occupied and unoccupied hours.
- e. Mechanical equipment—Design capacity, part load profile.
- f. Building loads—Internal heat generation, lighting, equipment, number of people during occupied and unoccupied periods.

EXCEPTIONS:

- 1. Group R Occupancy shall comply with calculation procedures in Chapter 8, or an approved alternate.
- 2. Log and solid timber walls that meet a minimum thickness criteria are exempt from compliance calculations and should not be modeled. For electric resistance heating in zone 2, the minimum average thickness is 5.5" and for other conditions the minimum is 3.5".
- 402.6 Documentation: Proposed alternative designs, submitted as requests for exception to the standard design criteria, shall be accompanied by an energy analysis comparison report. The report shall provide technical detail on the two building and system designs and on the data used in and resulting from the comparative analysis to verify that both the analysis and the designs meet the criteria of Chapter 4 of this Code.

AMENDATORY SECTION (Amending WSR 92-01-140, filed 12/19/91, effective 7/1/92)

WAC 51-11-0502 Building envelope requirements.

502.1 General:

502.1.1: The stated U- or F-value of any component assembly, listed in Table 5-1 or 5-2, such as roof/ceiling, opaque wall or opaque floor may be increased and the U-value for other components decreased, provided that the total heat gain or loss for the entire building envelope does not exceed the total resulting from compliance to the U-values specified in this Section.

The U-values for typical construction assemblies are included in Chapter 10. These values shall be used for all calculations. Where proposed construction assemblies are not represented in Chapter 10, values shall be calculated in accordance with Chapters 19-27 in RS-1 listed in Chapter 7, using the framing factors listed in Chapter 10 where applicable.

For envelope assemblies containing metal framing, the U- value shall be determined by one of the following methods:

- 1. Results of laboratory or field measurements.
- 2. Standard RS-25, listed in Chapter 7, where the metal framing is bonded on one or both sides to a metal skin or covering.
- 3. The zone method as provided in Chapter 22 of RS-1, listed in Chapter 7.
- 4. Effective framing/cavity R-values as provided from the following table for metal stud walls:

WALL FRAMING	CAVITY	INSULATION
	R-11	R-19
2 x 4 @ 16" o.c. 2 x 4 @ 24" o.c.	5.50 6.60	•
2 x 4 @ 24 0.c. 2 x 6 @ 16" o.c.	-	7.60
2 x 6 @ 24" o.c.	-	8.55

- 502.1.2: For consideration of thermal mass effects, see section 402.4.
- 502.1.3: When return air ceiling plenums are employed, the roof/ceiling assembly shall:
- a. For thermal transmittance purposes, not include the ceiling proper nor the plenum space as part of the assembly;
 and
- b. For gross area purposes, be based upon the interior face of the upper plenum surface.

502.1.4 Insulation:

502.1.4.1 General: All insulating materials shall comply with sections 1712 and/or 1713 of the Uniform Building Code. Substantial contact of the insulation with the surface being insulated is required. All insulation materials shall be installed according to the manufacturer's instructions to achieve proper densities, and maintain uniform R-values. To the maximum extent possible, insulation shall extend over the full component area to the intended R-value.

502.1.4.2 Insulation Materials: All insulation materials including facings such as vapor barriers or breather papers installed within floor/ceiling assemblies, roof/ceiling assemblies, walls, crawl spaces, or attics shall have a flame spread rating of less than twenty-five and a smoke density not to exceed four hundred fifty when tested in accordance with UBC Standard 42-1.

EXCEPTIONS:

- 1. Foam plastic insulation shall comply with section 1712 of the Uniform Building Code.
- 2. When such materials are installed in concealed spaces of Types III, IV, and V construction, the flame spread and smoke developed limitations do not apply to facing, provided that the facing is installed in substantial contact with the unexposed surface of the ceiling, floor, or wall finish.
- Cellulose insulation shall comply with section 1713 of the Uniform Building Code.
- 502.1.4.3 Clearances: Where required, insulation shall be installed with clearances according to manufacturers specifications. Insulation shall be installed so that required ventilation is unobstructed. For blown or poured loose fill insulation clearances shall be maintained through installation of a permanent retainer.
- 502.1.4.4 Access Hatches and Doors: Access doors from conditioned spaces to unconditioned spaces (e.g., attics and crawl spaces) shall be weatherstripped and insulated to a level equivalent to the insulation on the surrounding surfaces. Access shall be provided to all equipment which prevents damaging or compressing the insulation. A wood framed or equivalent baffle or retainer must be provided when loose fill insulation is installed, the purpose of which is to prevent the loose fill insulation from spilling into the living space when the attic access is opened, and to provide a permanent means of maintaining the installed R-value of the loose fill insulation.
- 502.1.4.5 Roof/Ceiling Insulation: Open-blown or poured loose-fill insulation may be used in attic spaces where the slope of the ceiling is not more than three feet in twelve and there is at least thirty inches of clear distance from the top of the bottom chord of the truss or ceiling joist to the underside of the sheathing at the roof ridge. When eave vents are installed, baffling of the vent openings shall be provided so as to deflect the incoming air above the surface of the insulation. Baffles shall be, rigid material, resistant to wind driven moisture. Requirements for baffles for ceiling insulation shall meet the Uniform Building Code section 3205(c) for minimum ventilation requirements. When feasible, the baffles shall be installed from the top of the outside of the exterior wall, extending inward, to a point six inches vertically above the height of noncompressed insulation, and twelve inches vertically above loose fill insulation.
- 502.1.4.6 Wall Insulation: Insulation installed in exterior walls shall comply with the provisions of this section. All wall insulation shall fill the entire cavity. Exterior wall cavities isolated during framing shall be fully insulated to the levels of the surrounding walls. All faced insulation shall be face stapled to avoid compression.
- 502.1.4.7 Floor Insulation: Floor insulation shall be installed in a permanent manner in substantial contact with

the surface being insulated. Insulation supports shall be installed so spacing is no more than twenty-four inches on center. Foundation vents shall be placed so that the top of the vent is below the lower surface of the floor insulation.

EXCEPTION:

Insulation may be omitted from floor areas over heated basements, heated garages, or underfloor areas used as HVAC supply plenums. See Uniform Mechanical Code section 1008 for underfloor supply plenum requirements. When foundation walls are insulated, the insulation shall be attached in a permanent manner. The insulation shall not block the airflow through foundation vents when installed. When foundation vents are not placed so that the top of the vent is below the lower surface of the floor insulation, a permanently attached baffle shall be installed at an angle of thirty degrees from horizontal, to divert air flow below the lower surface of the floor insulation.

502.1.4.8 Slab-On-Grade: Slab-on-grade insulation, installed inside the foundation wall, shall extend downward from the top of the slab for a minimum distance of twenty-four inches or downward and then horizontally beneath the slab for a minimum combined distance of twenty-four inches. Insulation installed outside the foundation shall extend downward to a minimum of twenty-four inches or to the frostline. Above grade insulation shall be protected.

EXCEPTION: For monolithic slabs, the insulation shall extend downward from the top of the slab to the bottom of the footing.

502.1.4.9 Radiant Slabs: The entire area of a radiant slab shall be thermally isolated from the soil, with a minimum of R-10 insulation. The insulation shall be an approved product for its intended use. If a soil-gas control system is present below the radiant slab, which results in increased convective flow below the radiant slab, the radiant slab shall be thermally isolated from the sub-slab gravel layer.

502.1.4.10 Below-Grade Walls:

- a. Below grade exterior wall insulation used on the exterior (cold) side of the wall shall extend from the top of the below-grade wall to the top of the footing and shall be approved for below-grade use. Above grade insulation shall be protected.
- b. Insulation used on the interior (warm) side of the wall shall extend from the top of the below-grade wall to the below- grade floor level.
- 502.1.5 Glazing and Door U-Values: For Group R Occupancy, glazing and door U-values shall be determined in accordance with section 502.1.5.1. ((For other occupancies, glazing and door U-values shall be determined in accordance with either section 502.1.5.1 or 502.1.5.2.))
- 502.1.5.1 Standard Procedure for Determination of Glazing and Door U-Values: U-values for glazing and doors, including all fire doors, shall be ((the tested U-values for thermal transmittance due to conduction resulting from either the AAMA 1503.1-88 test procedure or the ASTM C236-87 or C976-82 test procedures, provided that testing shall be conducted under established winter horizontal heat flow test conditions using fifteen mile per hour wind speed directed perpendicular to the exterior surface of the glazing as specified under AAMA 1503.1-88.

AAMA 1503.1-88 testing, shall be conducted by a laboratory accredited by AAMA to perform that test. ASTM

C236-87 or C976-82 testing shall be conducted by an independent laboratory accredited by a nationally recognized accreditation program, independent of that laboratory. All tested U-values reported for listing by the state building code council after January 1, 1991, shall include certification by the manufacturer of gas content in the scaled insulated glass unit used for testing and in the production unit.

Product samples tested shall be production line units or representative of units as purchased by the consumer or contractor. Product sample sizes tested shall be in accordance with AAMA 1503.1-88, except that skylights shall be tested with a nominal two foot by four foot size, or a nominal four foot by four foot size. The installation of the test sample shall be in accordance with AAMA 1503.1-88, section 8.4. All testing performed after January 1, 1991, shall not include screens. All glazing and doors shall be identified with a label that states an overall product U-value that is no less than the actual tested U-value)) determined, certified and labeled in accordance with the National Fenestration Rating Council (NFRC) Standard 100-91 by a certified independent agency licensed by the NFRC. Compliance shall be based on Model Size AA. Product samples used for U-factor determinations shall be production line units or representative of units as purchased by the consumer or contractor. Unlabeled glazing and doors shall be assigned the default U-value in Section 1006.

EXCEPTION:

Compliance for skylights and sloped glazings shall be based on Model Size BB. The labeled U-value shall be used in all calculations to determine compliance with this Code. Sealed insulating glass shall conform to, or be in test for, ASTM E-774-81 level A.

EXCEPTIONS:

- The exterior frame dimensions of the product sample size tested shall not deviate by more than three inches from the height and width specified, except that skylights are allowed to be tested in the closest production line size to that specified above.
 - 2. Passive air inlets are not required to be part of the tested assembly.
- 3. ((Products tested prior to December 31, 1990, to AAMA 1503.1-80, ASTM C236-80 or C976-82 which are not in compliance with the test size requirement above, and which are in compliance with the product sample sizes in AAMA 1503.1-80, shall be acceptable until December 31, 1994.
- 4.)) Untested glazing and doors shall be assigned the default U-values listed in Chapter 10. The default values for the opaque portions of doors shall be those listed in Chapter 10, provided that the U-value listed for a door with a thermal break shall only be allowed if both the door and the frame have a thermal break.
- ((5-)) 4. The U-value of an insulated glazing product which has a 'grille pattern' installed between the glazing layers shall be deemed equal to the U-value of an insulated glazing product which is tested without a 'grille pattern' in between glazing layers, provided a minimum one-eighth inch air space exists between the 'grille pattern' and both glass lites.
- ((6. For a glazing product which is manufactured with an alternative 'low e coating' than the 'low e coating' of the tested glazing product, the U-value shall be deemed equal provided that the alternative 'low e coating' material has an equal or lower rated emissivity.
- 7. U factors, either tested or simulated, labeled and certified in accordance with the National Fenestration Rating Council's (NFRC) procedure 100 91 are acceptable if based on model size AA.)) 5. Until December 31, 1994:
- (a) A vinyl or wood double-pane window, with a minimum 1/2 inch air space between glazing, and either a low-e glazing or an argon fill of no less than 90%, shall be deemed to satisfy where a 0.40 U-factor is required.

- (b) An aluminum, double-pane window, with a minimum 7/16 air space between glazing shall be deemed to satisfy the glazing U-factor for other fuels where a 0.65 U-factor is required.
- 502.1.5.2 ((Alternate Glazing and Door U Values for Other Than Group R Occupancy: Glazing U values for other than Group R Occupancy are also allowed to be taken from Table 13 of Chapter 27 of RS-1 listed in Chapter 7 or calculated in accordance with the procedures of Chapter 27 of RS-1 listed in Chapter 7 and door U values are also allowed to be taken from Table 6 in Chapter 22 of RS-1 listed in Chapter 7.)) Reserved.

502.1.6 Moisture Control:

502.1.6.1: Vapor retarders shall be installed on the warm side (in winter) of insulation as specified in the following cases.

EXCEPTION: Vapor retarder installed with not more than one-third of the nominal R-value between it and the conditioned space.

- 502.1.6.2 Floors: Floors separating conditioned space from unconditioned space shall have a vapor retarder installed. The vapor retarder shall have a one perm dry cup rating or less (i.e., four mil. polyethylene or kraft faced material).
- 502.1.6.3: Roof/ceiling assemblies where the ventilation space above the insulation is less than an average of twelve inches shall be provided with a vapor retarder. Faced batt insulation where used as a vapor retarder shall be face stapled. Single rafter joist vaulted ceiling ((eavaties [eavities])) cavities shall be of sufficient depth to allow a minimum one inch vented air space above the insulation.
- 502.1.6.4: Vapor retarders shall not be required in roof/ceiling assemblies where the ventilation space above the insulation averages twelve inches or greater.
- 502.1.6.5: Vapor retarders shall not be required where all of the insulation is installed between the roof membrane and the structural roof deck.
- 502.1.6.6 Wall Insulation: Walls separating conditioned space from unconditioned space shall have a vapor retarder installed. Faced batt insulation shall be face stapled.
- 502.1.6.7 Ground Cover: A ground cover of six mil (0.006 inch thick) black polyethylene or approved equal shall be laid over the ground within crawl spaces. The ground cover shall be overlapped twelve inches minimum at the joints and shall extend to the foundation wall.

EXCEPTION: The ground cover may be omitted in crawl spaces if the crawl space has a concrete slab floor with a minimum thickness of three and one-half inches.

- 502.2 Thermal Criteria for Group R Occupancy:
- 502.2.1: The proposed UA as calculated using Equations 2 and 3 shall not exceed the Target UA as calculated using Equation 1. For the purpose of determining equivalent thermal performance, the glazing area for the target UA shall be calculated using figures in Table 5-1, and all the glazing shall be located in the wall area. The opaque door area shall be the same in the target UA and the proposed UA.
- 502.2.2 Space Heat Type: The following two categories comprise all space heating types:

1. Electric Resistance: Space heating systems which include baseboard units, radiant units, and forced air units as either the primary or secondary heating system.

EXCEPTION:

Electric resistance systems for which the total electric heat capacity in each individual dwelling unit does not exceed the greater of: 1) One thousand watts per dwelling unit, or; 2) One watt per square foot of the gross floor area.

- 2. Other: All gas, wood, oil, and propane space heating systems, unless electric resistance is used as a secondary heating system, and all heat pump space heating systems. (See EXCEPTIONS, Electric Resistance, section 502.2.2 above.)
- 502.3 ((Thermal Performance Criteria For Other Than Group R Occupancies.
- 502.3.1: The overall thermal transmittance value (U°) of the gross area of elements of the exterior building envelope of all buildings other than low-rise residential buildings shall not exceed the values given in Tables 5-2. Equations 2, 4 and 5 shall be used to determine acceptable combinations of building components and thermal properties to meet this requirement for heating. U° and U* are specified in units of:



502.3.2 Slab on Grade Floors: For slab on grade floors the thermal resistance of the insulation around the perimeter of the floor shall not be less than the value given in Table 5-2.

- 502.3.3 Alternative Wall Allowance for Other Than Group R Occupancies: For other than Group R Occupancies, three stories or less, the maximum allowed value for average thermal transmittance (U_e) of the exterior walls may be increased to the values given in Table 5-2 BUILDINGS OVER THREE CONDITIONED STORIES provided that at least one of the following criteria is also met:
- 1. Mechanical supply of outside air and mechanical exhaust of building air shall be automatically shut off and the duet closed for at least eight hours per day during hours of nonoecupancy, or
- 2. The primary source of heating for the building shall be one or more heat pumps meeting the provisions of section 503.4.2 or gas or oil combustion heating equipment with a minimum combustion efficiency of eighty five percent for central heating plants and eighty percent for room and space heaters. This efficiency shall be determined in accordance with the provisions of section 503.4.3.

Provided further: That if both criteria are met, the maximum allowed value for thermal transmittance (U°) of the exterior walls used in Table 5-2 may be increased by 0.05 in determining compliance with the provisions of the Code.

For walls with a wall weight of at least thirty lbs. per ft² (provided that walls constructed of hollow masonry units have cores filled with either grout, concrete, or with an insulating material with resistance per inch (R) of at least 2.25 ft²/hr. °F/Btu) the calculated thermal resistance of the

wall sections measured face to face on wall units which are exposed to inside air temperatures, not including the thermal resistance of air films or additional exterior wall elements may be increased by twenty-five percent in determining compliance with the provisions of the code provided that:

Heating and cooling set-point temperatures in the conditioned spaces or zones of the building shall be separated by at least five degrees F. The temperature control shall be designed to prevent new energy from being used to heat the space above the heating set-point temperature or cool the space below the cooling set-point temperature.)) Reserved.

502.4 Air Leakage ((for All-Occupancies)):

- 502.4.1: The requirements of this section shall apply to all buildings and structures, or portions thereof, and only to those locations separating outdoor ambient conditions from interior spaces that are heated or mechanically cooled.
- 502.4.2: Exterior doors and windows shall be designed to limit air leakage into or from the building envelope. Site-constructed doors and windows shall be sealed in accordance with Section 502.4.3.

502.4.3:

- a. Exterior joints around windows and door frames, openings between walls and foundation, between walls and roof and wall panels; openings at penetrations of utility services through walls, floors, and roofs; and all other openings in the building envelope for all occupancies and all other openings in between units in R-1 occupancy shall be sealed, caulked, gasketed, or weatherstripped to limit air leakage.
- b. All exterior doors or doors serving as access to an enclosed unheated area shall be weatherstripped to limit leakage around their perimeter when in a closed position.
- c. Site built windows are exempt from testing but shall be made tight fitting. Fixed lights shall have glass retained by stops with sealant or caulking all around. Operating sash shall have weatherstripping working against overlapping trim, and a closer/latch which will hold the sash closed. The window frame to framing crack shall be made tight with caulking, overlapping membrane, or other approved technique.
- d. Openings that are required to be fixe resistive are exempt from this section.
- 502.4.4 Recessed Lighting Fixtures: When installed in the building envelope, recessed lighting fixtures shall meet one of the following requirements:
- 1. Type IC rated, manufactured with no penetrations between the inside of the recessed fixture and ceiling cavity and sealed or gasketed to prevent air leakage into the unconditioned space.
- 2. Type IC rated, installed inside a sealed box constructed from a minimum one-half inch thick gypsum wall board, or constructed from a preformed polymeric vapor barrier, or other air tight assembly manufactured for this purpose.
- 3. Type IC rated, certified under ASTM E283 to have no more than 2.0 cfm air movement from the conditioned

space to the ceiling cavity. The lighting fixture shall be tested at seventy-five Pascals or 1.57 lbs/ft² pressure difference and have a label attached, showing compliance.

AMENDATORY SECTION (Amending WSR 92-01-140, filed 12/19/91, effective 7/1/92)

WAC 51-11-0525 Equation 1—Group R Occupancy.

EOUATION 1 — GROUP R-OCCUPANCY

TARGET UA

 $UA_{T} = U_{W}A_{W} + U_{BGW}A_{BGW} + U_{G}A_{G} + U_{F}A_{F} + U_{R}CA_{R}C + U_{C}CA_{C}C + U_{D}A_{D} + F_{S}P_{S}$

Where:

UA_T = the target combined thermal transmittance of the gross exterior wall, floor, and roof/ceiling assembly area.

Uw = the thermal transmittance value of the opaque above grade wall area found in Table 5 1.

Aw = opaque above grade wall area.

U_{BGW} = the thermal transmittance value of the below grade opaque wall area found in Table 5-1.

ABGW = opaque below grade wall area.

UG = the thermal transmittance value of the glazing area found in Table 5-1.

AG = .15 (total floor area of the conditioned space).

U_F = the thermal transmittance value of the floor area found in Table 5-1.

Ar = floor area over unconditioned space.

URC = the thermal transmittance value of the roof/ ceiling area found in Table 5-1.

ARC = roof/ceiling area.

U_{CC} = the thermal transmittance value of the cathedral ceiling area found in Table 5-1.

ACC = cathedral ceiling area.

Up = the thermal transmittance value of the opaque door area found in table 5-1.

AD - opaque door area.

F₂ = concrete slab component F value found in Table 5 1.

P_S = Lineal ft. of concrete slab perimeter.

EQUATION 1 – GROUP R OCCUPANCY

TARGET UA

 $\underline{UA_T} = \underline{U_{RC}A_{RC}} + \underline{U_{CC}A_{CC}} + \underline{U_{W}A_{W}} + \underline{U_{D}A_{D}} + \underline{U_{G}A_{G}} + \underline{U_{F}A_{F}} + \underline{F_{S}P_{S}} + \underline{U_{BGW}A_{BGW}}$

Where:

 $\underline{UA_T}$ = the target combined thermal transmittance of the gross exterior wall floor, and roof/ceiling assembly area.

 U_{RC} = the thermal transmittance value of the roof/ ceiling area found in Table 5-1.

 A_{RC} = roof/ceiling area.

 U_{CC} = the thermal transmittance value of the cathedral ceiling area found in Table 5-1.

A_{CC} = cathedral ceiling area.

 $\underline{U_W}$ = the thermal transmittance value of the opaque above grade wall area found in Table 5-1.

 A_W = opaque above grade wall area.

 $\underline{U_D}$ = the thermal transmittance value of the opaque door area found in Table 5-1.

 A_D = opaque door area.

U_G = the thermal transmittance value of the glazing area found in Table 5-1.

 $A_G = 0.15$ (total floor area of the conditioned space).

 U_F = the thermal transmittance value of the floor area found in Table 5-1.

 $\underline{A_F}$ = floor area over unconditioned space.

 F_S = concrete slab component F-factor found in Table 5-1.

 $\underline{P_S}$ = Lineal ft. of concrete slab perimeter.

 $\underline{U_{BGW}}$ = the thermal transmittance value of the below grade opaque wall area found in Table 5-1.

 $A_{BGW} =$ opaque below grade wall area.

NOTE: Log and solid timber walls that meet the minimum thickness criteria stated in Exception 2 of Section 402.5 should not be included in Aw

AMENDATORY SECTION (Amending WSR 92-01-140, filed 12/19/91, effective 7/1/92)

WAC 51-11-0527 Equation 3—Group R Occupancy.

EQUATION 3 -- GROUP R OCCUPANCY

PROPOSED UA

UA = UWAW + UBGWABGW + UGAG + UFAF + URCARC + UCACC + UDAD + FSPS

Where:

UA = the combined thermal transmittance of the gross exterior wall, floor, and roof/ceiling assembly area.

Uw = the thermal transmittance of the opaque wall area.

UBGW = the thermal transmittance value of the below grade opaque wall area.

ABGW - opaque below-grade wall-area.

Aw = opaque wall area.

U_G = the thermal-transmittance of the glazing (window or skylight) area.

•

A_G = glazing area, including windows in exterior doors.

Up = the thermal transmittance of the floor area.

Ap = floor area over unconditioned space.

URC = the thermal transmittance of the roof/ceiling area.

ARC = roof/ceiling area.

UCC - the thermal transmittance of the cathedral earling area.

Acc = eathedral ceiling area.

UD = the thermal transmittance value of the opaque door area.

Ap = opaque door area.

F_S = concrete slab component f factor.

P₂ = lineal-ft. of concrete slab-perimeter.

NOTE: Where more than one type of wall, window, roof/ceiling, door, and skylight is used, the U and A terms for those items shall be expanded into sub-elements as:

$$Uw_1Aw_1 + Uw_2Aw_2 + Uw_3Aw_3 + \dots ete.$$

EQUATION 3 – GROUP R OCCUPANCY

PROPOSED UA

<u>UA</u>	$= U_{RC}A_{RC}$	<u>+U_{CC}A_{CC}+U_WA_W+U_DA_D:+U_GA_G+U_FA_F+F_SP_S+U_{BGW}A_{BGW}</u>
·	Where:	
	UA =	the combined thermal transmittance of the gross exterior wall, floor, and roof/ceiling assembly area.
		the thermal transmittance of the roof/ceiling area. roof/ceiling area.
	<u>U_{CC} = A_{CC} = </u>	the thermal transmittance of the cathedral ceiling area. cathedral ceiling area.
	<u>Uw = Aw = </u>	the thermal transmittance of the opaque wall area. opaque wall area.
	<u>U_D = </u> <u>A_D = </u>	the thermal transmittance value of the opaque door area. opaque door area.
	<u>U_G = </u> <u>A_G = </u>	the thermal transmittance of the glazing (window or skylight) area. glazing area, including windows in exterior doors.
	<u>U_F = </u> <u>A_F = </u>	the thermal transmittance of the floor area. floor area over unconditioned space.
	<u>F_S = </u> = P _S = =	concrete slab component F-factor. lineal ft. of concrete slab perimeter.
		the thermal transmittance value of the below grade opaque wall area. opaque below grade wall area.
NOT 1. V	Where more than ised, the U and	an one type of wall, window, roof/ceiling, door, and skylight is A terms for those items shall be expanded into sub-elements as: Aw1 + Uw2Aw2 + Uw3Aw3 +etc.

2. Log and solid timber walls that meet the minimum thickness criteria stated in Exception 2 of Section 402.5 should not be included in Aw.

AMENDATORY SECTION (Amending WSR 91-01-112, filed 12/19/90, effective 7/1/91)

WAC 51-11-0601 Scope.

601.1 General: This chapter establishes design criteria in terms of prescribed requirements for building construction.

The provisions of this chapter are applicable to all Occupancies. Occupancies shall comply with all the requirements of Chapter 5 except for the modifications herein specified.

The building envelope requirements of this chapter may be met by installing one of the prescriptive packages in Tables 6-1 to ((6-6)) 6-4 for Group R Occupancy((, or Table 6-7 for Other Occupancies)). Installed components shall meet the requirements of section 602 and 605. Compliance with nominal R-Values shall be demonstrated for the thermal resistance of the added insulation in framing cavities and/or insulated sheathing only and shall not include the thermal transmittance of other building materials or air films, but shall permit interruption by occasional framing members.

AMENDATORY SECTION (Amending WSR 91-01-112, filed 12/19/90, effective 7/1/91)

WAC 51-11-0602 Building envelope requirements for $\underline{G}roup\ R\ \underline{O}ccupancy.$

- 602.1 Roof/Ceiling: Ceilings below vented attics and single-rafter, joist-vaulted ceilings shall be insulated to not less than the nominal R-value specified for ceilings in Tables 6-1 to ((6-6)) 6-4 as applicable.
- 602.2 Exterior Walls Both Above and Below Grade: Above grade exterior walls shall be insulated to not less than the nominal R-value specified in Tables 6-1 to ((6-6)) 6-4 as applicable. The following walls should be considered to meet R-19 without additional documentation:
- 1. 2 x 6 framed and insulated with R-19 fiberglass batts.
- 2. 2 x 4 framed and insulated with R-13 fiberglass batts plus R-3.2 foam sheathing.
- 3. 2 x 4 framed and insulated with R-11 fiberglass batts plus R-5.0 foam sheathing.
- 602.3 Exterior Walls (Below Grade): Below grade exterior walls surrounding conditioned space shall be insulated to not less than the nominal R-value specified for below grade walls in Tables 6-1 to ((6-6)) 6-4 as applicable.
- . 602.4 Slab-on-grade Floors: Slab-on-grade floors shall be insulated along their perimeter to not less than the nominal R-values specified for slab-on-grade floors in Tables 6-1 to ((6-6)) 6-4 as applicable. Slab insulation shall be installed in compliance with section 502.1.4.8. See Chapter 5, section 502.1.4.9, for additional requirements for radiant slab heating.
- 602.5 Floors Over Unconditioned Space: Floors over unconditioned spaces, such as vented crawl spaces, unconditioned basements, and parking garages shall be insulated to not less than the nominal R-value shown for floors over unconditioned spaces, in Tables 6-1 to ((6-6)) 6-4.

602.6 Exterior Doors: For all doors which are less than fifty percent glazing, including fire doors, the opaque door area shall have a maximum area weighted average U-value not exceeding that shown in Tables 6-1 to ((6-6)) 6-4 and the glazing shall comply with section 602.7. U-values for the opaque door area shall be determined in accordance with section 502.1.5.1. For all doors which are fifty percent or more glazing, the entire door area shall comply with the glazing requirements in section 602.7.

EXCEPTION:

Doors whose area and U-value are included in the calculations for compliance with the requirements for glazing in section 602.7 shall be exempt from the U-value requirements stated above.

602.7 Glazing:

602.7.1 Glazing Area: The total glazing area as defined in Chapter 2 shall not exceed the percentage of gross conditioned floor area specified in Tables 6-1 to ((6-6)) 6-4. This area shall also include any doors using the exception of section 602.6.

602.7.2 Glazing U-Value: The total glazing area as defined in Chapter 2 shall have an area weighted average U-value not to exceed that specified in Tables 6-1 to ((6-6)) 6-4. U-values for glazing shall be determined in accordance with section 502.1.5.1. These areas and U-values shall also include any doors using the exception of section 602.6.

If the U-values for all glazing products are below the U-value specified, then no calculations are required. If compliance is to be achieved through an area weighted calculation, then the areas and U-values shall be included in the plans submitted with a building permit application.

EXCEPTION:

Single glazing for ornamental, security, or architectural purposes shall have its area doubled and shall be included in the percentage of the total glazing area as allowed for in Tables 6-1 to ((6-6)) 6-4. The maximum area (before doubling) allowed for the total of all single glazing is one percent of the floor area.

602.8 Air Leakage For Group R Occupancy: The minimum air leakage control measures shall be as specified in section 502.4 as applicable.

AMENDATORY SECTION (Amending WSR 91-01-112, filed 12/19/90, effective 7/1/91)

WAC 51-11-0603 Building mechanical systems for Group R Occupancy.

603.1: Group R Occupancies that are space heated by air-to-air, ground-to-air, or water-to-air heat pumps shall comply with Table 6-2 or 6-4 ((or-6-6)) for other fuels. System sizing shall be determined by an analysis consistent with section 503.2 of this Code, or, when approved by the building official, Chapter 9. All mechanical equipment efficiencies and service water heating system efficiencies shall comply with standards as stated in sections 503 and 504 of this Code.

AMENDATORY SECTION (Amending WSR 92-01-140, filed 12/19/91, effective 7/1/92)

WAC 51-11-0625 Table 6-1.

TAIILE 6-1--PRESCRIPTIVE REQUIREMENTS LFOR GROUI-R-OCCUPANGY CHIMATE 20NE 1 - HEATING-IIV-ELECTRIC-RESISTANGE

OPTION	GLAZING A. FLOOR AREA	GEAZING UVALUE	U-VALUE						FLOOR	Start Ort Grade
	10%	9+:0	0:40	R 38	R-30	R-21	R-21	R-10	R-30	R-10
11	12%	0.43	0.30	R.38	R 30	R-19	R-19	R-10	- R-30	
11:	12.8	0.40	0.40	R 38	В 30	R 24	R 21	B-10	——я-30	R-10-
**	15%	0.40	0:30	R 38	R 30	R-19	R-19		R-30	R-10-
*	18%	0.39	0.20	R 38	В 30	п 21	R-21	R-10	R-30	R-10
VI.	218	0.36	0.20	R 38	В 30	R 21	R-21	R-10-	R-30	R-10
****	25%	0.321	0:30	R 38	R-30	R 19 + R5'	R-21	R-10	R-30	
VIII.1	30%	6:50	0:50	R-38	-96-H	R-19-1851	R-21	R-10	R-30	R-10
Reference Case	8					weste resistant mesterial, manu fectured for livin and a ser, and lantilied according 10 the manufacturer's appoils assissed. Eas services 601.2.	-manufactured-for-lia-l	intended transmither	illed-according-10-the-	madofactorerie
Minimum re the condition option(or big	quirements for each of ad floor each of 19K4 bos). Proposed dorigi labellate compliance b	Minimum-requirements for each option lined—For example, if a proposed doings has a glading rollo to the ronditioned floor axes of 10 ft, it shall econfly with all of the requirement of the 11 ft.glading—episoe(or highes)—Proposed doinges which earned men the specific requirements of a lined option—above, may ediculate compliance by Chapters (or 5 of this Cods.	nplo, if a proposed de all of the populement the specific requirem this Code.	sige-has-estados to other 21 S. glazing sets of a listed option	4 -	- Plons over crawl spaces or exposed to embioal air ecoditions. Required also perimeter involving what he e-water resistant material; manufactured for livitated over; and installed appearaing to manufactures; a specifications. See position 603-to	e or exposed to ambio involvior shell be e-a	ot eir cooditions. water resirant materiel istaalionar Secontion	: menufacturad for its	-iotended one;
2—Requirement op	opplice to all coilings of	I—Requirement opplics to all onlings energy single raker or jold realled ordings. "Adv" decores Advansed Framed Calling.	e join vaultad aeiling	A 'Adv' describe Ad	_	*_The following options shall be applieable to buildings low than three vorior: 0.35 maximum for glaxing asses of 25 % or less; 0.32 maximum for glasing wess of 30% or less.	rd ot oldenigge od iler Led <u>e-oldenigge for o</u>	ulidings-low-than three Ing-no not 30% or lot	retorioe: 0:35-maxim	sw for plaxing
* Requirement	nis es yles este ein	Requirement applicable only to single rather or joint resulted eallings.	had callings.		F i	Tale	Old Basicary Layer - 1.	11	the B & form beat	

TABLE 6-1 • PRESCRIPTIVE REQUIREMENTS' FOR GROUP R OCCUPANCY CLIMATE ZONE 1 • HEATING BY ELECTRIC RESISTANCE

OPTION	GLAZING	GLAZING	DOORS	CEILING1	VAULTED	WALL	WALL • lot	WALL+ext	FLOOR'	SLAB*
	% FLOOR AREA	U-VALUE	U-VALUE		CEILING'	GRADE	CRADE	GRADE		ОN
							OKADE	GKADE		GRADE
ſ.	10%	0.46	0.40	R-38	R-30	R-21	R-21	R-10	R-30	. R-10
IŤ.	12%	0.43	0.20	R-38	R-30	R-19 ⁹	R-19	R-10	R-30	R-10
111.	12%	0.40	0.40	R-38	R-30	R-21	R-21	R-10	R-30	R-10
iv.	15%	0,40	0.20	R-38	R-30	R-19 ⁹	R-19	R-10	R-30	Ř:10.
ν.	18%	0.39	0.20	R-38	R-30	R-21	R-21_	R-10	R-30	R-10
VI.	21%	0.36	0.20	R-38	R-30_	R-21	R-21	R-10	R-30	R-10
VII.1	25%	0.327	0.20	R-38	R-30	R-19+R5*	R-21	R-10	R-30	R-10
viii.'	30%	0.29'	0.20	R-38	R-30	R-19+R5	R-21	R-10	R-30	R-10

Reference Case

- Minimum requirements for each option listed. For example, if a proposed design has a glazing ratio to the conditioned floor area of 19%, it shall comply with all of the requirements of the 21% glazing option(or higher). Proposed designs which cannot meet the specific requirements of a listed option above, may calculate compliance by Chapters 4 or 5 of this Code.
- Pequirement applies to all cellings except single rafter or joint vaulted cellings. 'Adv' denotes Advanced
 Framed Celling.
- 3 Requirement applicable only to single rafter or joist vaulted cellings.
- Below grade walls shall be forulated either on the exterior to a minimum level of R-10, or on the interior to the same level as walls above grade. Exterior insulation installed on below grade walls shall be a

water realistant material, manufactured for its intended use, and installed according to the manufacturer's specifications. See section 607.2.

- 1 Floors over crawl spaces or exposed to ambient air conditions.
- Required slab perimeter legulation shall be a water resistant material, manufactured for its intended use, and installed according to manufacturer's specifications. See section 603.4.
- The following options shall be applicable to buildings less than three stories: 0.35 maximum for glating areas of 25% or less; 0.32 maximum for glating areas of 25% or less;
- This wall insulation requirement denotes R-19 wall cavity insulation plus R-5 foam sheathing.
- 9 Log and solid timber walls that meet the minimum thickness criteria stated in Exception 2 of Sec. 402.5 are permitted.

AMENDATORY SECTION (Amending WSR 92-01-140, filed 12/19/91, effective 7/1/92)

WAC 51-11-0626 Table 6-2.

TABLE 6.1 - PRESCRIPTIVE REQUIREMENTS FOR GROUP R-OCCUPANCY CLIMATE ZONE 1 - HIGATING BY OTHER FUELS

NOIL TO	- FQUIR-	GLAZUNG X FLUOR	—GLAZING —U VALUB		CEIFING		WALE	WALL-find——BELOW——	WALL	FLOOR-	SEAB
	Mod.	10%	0.70	0.40	R 30	R-30	R-15	R-15	B-10	01 a	GRADE
1	Med	13%	0.65	0,40	R-30	R-30	R 15	R-15	R-10	R 19	
<u>.</u>	High	21.8	0.75	0.40	R 30	R-30	R-19	R-19		R-19	R-10
.*±	Med	218	0.65	0,40	R 30	R-30	- B-19	R-19	R-10	R-19	\$ \$
1		218	9.6	0,40	R 30	R-30	R 19	R-19	R-10	R-19	9
1:1x		25.87	0.457	0.40	R 38	R 30	R 19	R-19	R-10	R 25	R-10
wn;	Med	30%	0,40	0.40	R-30	R-30	R 19	R 19	R-10	R-25	97.4

of 36 ff or less 0.45 meaning for glating area of 30 ff or less.

This well involving requirement depotes ft 19 well early involving plue ft 5 foars absulting.

Minimum-HUAG-Equipmen-offsinery-requirement——Low-decates an AFUE of 0.74—"Mod-denotes an AFUE of 0.78—"High-denotes an AFUE of 0.78—"High-denotes an AFUE of 0.78—High-denotes and 1.78—High-denotes a

modium officioncy and bave a minimum COP as required in Toble 5-7.

Requirement applier to all cellings energy degle rades or faint walted sellings. "Mar" denotes Advanced France Cilings.

compliance by Chapters 4 or 3 of this Code.

-Requirement applicable only-to-single-rafter or joint-walked ocilinger

Floors over orand opasse or exposed to ambient air conditions

reviews material, maniferenced for la journded wes_t and landied served specifications... See seedon 601.1.

TABLE 6-2 • PRESCRIPTIVE REQUIREMENTS FOR GROUP R OCCUPANCY CLIMATE ZONE 1 • HEATING BY OTHER FUELS

ortion'	IIVAC' • EQUIP. EFFIC.	GLAZING % FLOOR AREA	GLAZING U-VALUE	DOORS U-VALUE	CEILING'	VAULTED CEILING ¹	WALL ABOVE GRADE	WALL • Int •	WALL•ext* BELOW GRADE	FLOOR!	SLAB*
	M∞l.	10%	0.70	0.40	R-30	R-30	R-15 10	R-15	R-10	R-19	GRADE
1	Med.	12%	0.65	0.40	R-30	R-30	R-15 ¹⁰	R-15	R-10	R-19	R-10
II	· High	21%	0.75	0.40	R-30	R-30	R-19 ¹⁰	R-19	R-10	R-19	R-10
v	Med.	21%	0.65	0.40	R-30	R-30	R-19 10	R-19	R-10	R-19	R-10
<u>'. </u>	Low	21%	0.60	0.40	R-30	R-30	R.1910	R-19	R-10	R-19	R-10
1,1	Med.	25%	0.457	0.40	R-38_	R-30	R-19 10	R-19	R-10	R-25	R-10
'II.''	M∞l.	30%	0.40'	0.40	R-30	R-30	R-19 10	R-19	R-10	R-25	R-10 R-10

Reference Case

- Minimum requirements for each option listed. For example, If a proposed design has a glazing ratio to the conditioned floor area of 19%, it shall comply with all of the requirements of the 21% glazing option(or higher). Proposed designs which cannot meet the specific requirements of a listed option above, may calculate compliance by Chapters 4 or 5 of this Code.
- Requirement applies to all cellings except slogle rafter or Joist vaulted cellings. 'Adv' denotes Advanced Framed Celling.
- Requirement applicable only to single rafter or joint vaulted ceilings.
- Below grade walls shall be lanulated either on the exterior to a minimum level of R-10, or on the laterior to the tame level as walls above grade. Exterior lanulation fortalled on below grade walls shall be a water resistant material, manufactured for its intended uses, and installed according to the manufacturer's specifications. See section 602.2.
- Floors over erawl spaces or exposed to amblent air conditions.

- Required slab perimeter insulation aball be a water resistant material, manufactured for its intended use, and installed according to manufacturer's specifications, See section 602.4.
- The following options shall be applicable to buildings less than three stories: 0.50 maximum for glazing areas of 25% of less; 0.45 maximum for glazing areas of 20% of less.
- This wall insulation requirement denotes R-19 wall cavity insulation plus R-5 foam sheathing.
- Mialmum HVAC Equipment efficiency requirement. 'Low' denotes an AFUE of 0.74, 'Med,' denotes an AFUE of 0.78, 'High' denotes an AFUE of 0.88.
- Minimum IVAC Equipment efficiency requirement for heat pumps, 'Low' denotes an IISFP of 6.75, 'Med' denotes an IISFP of 6.8. 'High' an IISFP of 7.7. Water and ground source heat pumps shall be considered as medium efficiency and have a minimum COP as required in Table 5.7.
- Log and solid timber walls that meet the minimum thickness criteria stated in Exception 2 of Sec. 402.5 are permitted.

[143]

<u>AMENDATORY SECTION</u> (Amending WSR 92-01-140, filed 12/19/91, effective 7/1/92) WAC 51-11-0627 Table 6-3.

Table 6.3 + Presentitye requirements! for Group R-Occupancy-Clinate 20ng 1 + Heating by Electric resistance

	- CLAZING - F. FLOOR - AREA-	GLAZING	UVALUE	CERLING		WALE ABOVE GRADE	WALL-int BELOW GRABE	WALLS CENT	FLOOR	SLAB ON OR
1	10%	0.38	0.20	R-38	R-30	R-21	R-21	R-12	R-30	R-10
11	12%	0.40	0,20	R 38	R-30	R-19+R-5!	R-21	R 12.	R-25	R-10-
	15.8	0.40	0.30	R-38	R 30	-R-19+R-5!-	R-21	R-12	R-30	R-10
14.	18%	0.38	0.30	R 38	R-30	R-19+R-51-	H-21	R-12	R-30	R-10
4.1	21%	0.35	0.20	R 38Adv	R-38	-R-19+R-5	- K-X -	R-12	R-30	R-10
*11,	25%	0:30	0:30	R 49Adv	R 38		H-21	R-12	R-30	R-10
₩1 ;}	30%	0.28	0.20	R 60Adv	R 38	-R21+R7.5°	R 21	R-12	R-30	R-10-

-spicos(or bighes). - Respond designs which enemes who specifie sequirement of a linear

stass of 25% or less; 0.31 maximum for glacing area of 30% or low.

This wall familiar sequirement denotes R.21 wall-savity fouriering plue R.27. fourier

A Below-grade wall-abuil he invaluated with or the nationies to a minimum lead of R. 10, or on the the interior invaluated and the state of the stat

Acquirement applicable and y to clagte cafter or fold wealted cellinger

TABLE 6-3 • PRESCRIPTIVE REQUIREMENTS' FOR GROUP R OCCUPANCY CLIMATE ZONE 2 • HEATING BY ELECTRIC RESISTANCE

OPTION	GLAZING % FLOOR	GLAZING U.VALUE	DOORS U-VALUE	CETLING ¹	VAULTED CEILING ¹	WALL ABOVE	WALL+lat'	WALL•exi*	FLOOR!	SLAB'
						GRADE	GRADE	GRADE		GRADE
<u>r</u>	10%	0.38	0.20	R-38	R-30	R-21 ¹⁰	R-21	R-12	R-30	R-10
II.	. 12%	0.40	0.20	R-38	R-30	R-19+R-5*, 10	R-21_	R-12	R-25	R-10
tri.	15%	0.40	0.20	R-38	R-30	R-19+R-51,10		R-12	R-30	R-10
rv.	18%	0.38	0.20	R-38	R-30	R-19+R-5",10	R-21	R-12	R-30	R-10
v.'	21%	0.35	0.20	R-38Adv	R-38	R-19+R-5',10	R-21	R-12	R-30	R-10
VĮ.¹	25%	0.30	0,20	R-49Adv	R-38	R-19+R-51,10	R-21	R-12	R-30	R-10
vu.'	30%	0.28 ¹	0.20	R-60Adv	R-38	R21+R7.5', 10	R-21	R-12	R-30	R-10

- Reference Case
- Minimum requirements for each option listed. For example, if a proposed design has a glating ratio to the conditioned floor area of 19%, it shall comply with all of the requirements of the 21% glating option(or higher). Proposed designs which cannot meet the specific requirements of a listed option above, may calculate compliance by Chapters 4 or 5 of this Code.
- Requirement applies to all cellings except single rafter or joint vaulted cellings. "Adv" denotes
 Advanced Fraroed Celling.
- Requirement applicable only to single rafter or joint vaulted cellings.
- Below grade walls shall be insulated either on the exterior to a minimum level of R-10, or on the interior to the same level as walls above grade. Exterior insulation installed on below grade walls shall be a water resistant meterial, manufactured for its intended use; and installed according to the manufactures's specifications. See section 602.2.

- Floors over crawl spaces or exposed to ambient air conditions.
- Required alab perimeter larulation shall be a water resistant material, manufactured for its intended use, and installed according to manufacturer's specifications. See section 602.4.
- The following options shall be applicable to buildings less than three stories: 0.33 maximum for glasing areas of 25 % or less; 0.31 maximum for glazing areas of 20 % or less.
- This wall invulation requirement denotes R-19 wall cavity invulation plus R-5 foam sheathing.
- This wall larulation requirement denotes R-21 wall cavity lastistion plus R-7.5 foam sheathing.
- 10 Log and solid timber walls that meet the minimum thickness criteria stated in Exception 2 of Sec. 402.5 are permitted.

AMENDATORY SECTION (Amending WSR 92-01-140, filed 12/19/91, effective 7/1/92)

WAC 51-11-0628 Table 6-4.

table 64 - Presertatye requirements for Group R-occupancy CLIMATE 20NE 3 - HEATING DY OTHER FUELS

L Med. 13%		UNALLE		CEILING!	ABOVE	BELOW	BELOW	+ EOOR	1877 10-10-1
Med. Med.					-CRAUE	GRADE	GRADE		GRADE
Med.	0.70	0.40	R-38	R-30	R-19	R-19	R-12	R-25	R-10
	0.65	0,40	R-38	R 30	R-19	R-19	R-12	R-25	R-10
HI. High 17%	0.65	0.40	п-38	ж-30	R-19	R-19	R-12-	R-25	R-10
:W;	09:0	0:40	R 38	R-30	R-19	R-19-	R-12	R-30	R-10
4. Low	05:0	0.40	R-38	R-30	R-19	R-19-	R-12	R-30	R*10
W	0:0	0,40	R-38	R-30	R-19	R-19	R-12	R-30	
WI	0,40,	0,40	R-38	R-30	R-19	R-19	R-12	R-30	R-10
WIII	0,40	0.40	R-38	R-30	R-19	R-19	R-12	R-30	R-10-

Required alab perimetariaralation abulths a waterenistant-material-manufactured for turimended var, and taxalled according to manufactures to specifications. Eso session 402.4.

De following options abalt beapplieable to building elessabnes etoriess - O.d.Smanimum-for glazingerese of 25% or less; 0.40 mailmon-for-glazing-aroas-of 30%-or-lower

Digher). - Proposed-designs-which sannot moet the specifies oquirements of a titled aption abora rasy

enteuters compliance by Chapters & or S of this Code.

This mailtineutation requirement depoter R-19 wall carrier to relation plus R-5-fram-weathing.

Minimum-HVAC-Equipment-officiency-requirement—"Low-decores an AFUE-0F0,74..."Med.-decores an AFUE-of-0-71-11-11-4 and an AFUE-of-0.11-¥

-peeiffeetiese- fee erction 402.2.

Requirement applies bloosly to single-reflet or faid vaulted esilinge.

Framed Colling

TABLE 6-4 • PRESCRIPTIVE REQUIREMENTS FOR GROUP R OCCUPANCY CLIMATE ZONE 2 • HEATING BY OTHER FUELS

NOTTO	IIVAC*	GLAZING	GLAZING	DOORS			<u> </u>			·	
	EQUIP.	% FLOOR	U-VALUE	U-VALUE	CEILING,	VAULTED CEILING ¹	WALL	WALL oint	WALL-exi	FLOOR'	SLAB*
	EFFIC.	AREA				CEILING	GRADE	BELOW	BELOW		ON
	Med.	10%	0.70	2 12				GRADE	GRADE		GRADE
		10%	0.70	0.40	R-38	R-30	R-19 ¹⁰	R-19	R-12	R-25	R-10
ī	Med.	12%	0.65	0.40	R-38	R-30	R-1910	R-19	R-12	R-25	
<u> </u>	High	17%	0.65	0.40	R-38	R-30	R-1910	R-19	R-12	R-25	R-10
v. ·	Med.	17%	0,60	0.40	R-38	R-30	R-1910	R-19	R-12	R-30	R-10
•	Low	17%	0.50	0,40	R-38	R-30	R-19 ¹⁰	R-19	R-12		R-10
<u>. </u>	Med.	21%	0.50	0.40	R-38	R-30	R-19 ¹⁰	R-19		R-30	R:10
II.	Med,	25%	0.40'	0.40	R-38	R-30	R-1910		R-12	<u>R-30</u>	R:10
11.	Med.	30%	0.407	0.40	R-38	R-30	R-1910	R-19	R-12	R-30	R:10
Reference C							K-1910	R-19	R-12	R-30	R-1

- Reference Case
- Mialmum requirements for each option listed. For example, if a proposed design has a glazing ratio to the conditioned floor area of 19%, it shall comply with all of the requirements of the 21% clasing option(or higher). Proposed designs which cannot meet the specific requirements of a listed option above, may calculate compliance by Chapters 4 or 5 of this Code.
- 2 Requirement applies to all ceilings except single rafter or join vaulted ceilings. 'Adv' denotes Advanced Framed Celling.
- Requirement applicable only to single rafter or Joint vaulted ceilings.
- Below grade walle shall be invisted either on the exterior to a minimum level of R-10, or on the latertar to the same level as walls above grade. Exterior invalation installed on below grade walls shall be a water resistant meterial, manufactured for its intended use, and installed according to the manufacturer's specifications. See section 602.2.

- Phore over crawl spaces or exposed to ambient air conditions.
- Required slab perimeter involation shall be a water resistant material, manufactured for its intended use, and installed according to manufacturer's specifications. See section 602.4.
- The following options shall be applicable to buildings less than three storiet: 0.45 maximum for glazing areas of 23 % or less; 0.40 maximum for glating areas of 30 % or less.
- This wall insulation requirement denotes R-19 wall cavity invulation plus R-5 from sheathing.
- Minimum IVAC Equipment efficiency requirement. 'Low' denotes an AFUE of 0.74. 'Med.' denotes an AFUE of 0.78. 'High' denotes an AFUE of 0.88.
- 10 Log and solid timber walls that meet the minimum thickness criteria stated in Exception 2 of Sec 402.5 are permitted.

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AMENDATORY SECTION (Amending WSR 92-01-140, filed 12/19/91, effective 7/1/92)

WAC 51-11-0629 Table 6-5. Reserved.

-TABLE 6-5 --LOG HOMES PRESCRIPTIVE REQUIREMENTS' - HEATING BY ELECTRIC RESISTANCE --

OPTION	AVERAGE	% FLOOR	GLAZING U-VALUE	DOORS U VALUE	CEILING1	VAULTED' CEILING	FLOOR	SLAB' ON GRAD
LIMATI	ZONE 1	-		·		,		
1.7	5.5 *	15%	0.31	0.14	R-60 Adv	R-38	· R-38	R-10
H. ⁷	7.5*	15%	0.40	0.20	R 60 Adv	- R-38		R-1 0
nı.	9.6*	15%	0.40	0.20	R-38	R-30	R-30	
LMATE	ZONE 2	,	:					
IV. ⁷	6.7*	15%	0.31	0.14	R-60 Adv	R-38	R-38	R-1 0
V.7	8.7*	15%	0.40	0.14	R-60 Adv		R-38	 R-10
VI.7	9.8*	15%	0.40	0.20	R-60 Adv	R-38	 R-30	R-10
VII.7	10.5*	15%	0.40	0.20	R-49 Adv	R 38	R-30 –	R-10
viii.	13.5	15%	0.40	0.20	R-38	R-30	R-30	
other port	R Corupancy use- ions of the floor are designs which cano	es. Minimum r	equirements an	for each option	listed laterpole	tions between o	ptions is not j	ermined.
this Code		Ibiob						
	minimum everege k	of memers.						
Required	otes Advanced Fra		osat applies to	all coilings ozco	pt single rafter jo	ist vaulted ceilin	g.	
Required		ming. Requires			pt single rafter jo	ist vaulted ceilin	g:	
Required	oles Advanced Fra	ming. Required	joist vaulted ce	ilings.	pt single rafter jo	st vsulled coilin	gt	

AMENDATORY SECTION (Amending WSR 92-01-140, filed 12/19/91, effective 7/1/92)

WAC 51-11-0630 Table 6-6. Reserved.

TABLE 6.6

LOG HOMES PRESCRIPTIVE REQUIREMENTS!

PTION-	AVERAGE'				CEILING!	VAULTED'	-FLOOR'	SLAB*
	LOC	5 FLOOR	_U-VALUE_	- U-VALUE		CEILING		ON-
								_CRADI
MATE	20NE 1	-						
7	3.5*	21%	0.40	0.39	R-49 Adv	R-38	R-30	R-10
I	4.4	21%	0.40	0.40	R-38	R-30	R-19	R-10
n	5.2*	21%	0.50	0.40	R-38	R-30-	R-19	R-10
ν	6.5	21%	0.60	0.40	R-38	- R-30	R-19	R-10
/	7.0	21%	0,60	0.40	R-38	R-30	R-19	- R-10
۸î.	8.2*	21%	0.65	0.40	R-38	R-30	R-19	R-10
IMATE	70NE 2	_						
√H. ⁷	3.5*	17%	0.31	0.14	R-60-Adv	R-38	R-38	- R-10
ЛЦ^{7,1} —	3:5*	17%	0.40	0.40	R-60 Adv	R-38	R 30	 R-10
X. ⁷	4.6*	17%	0.40	0.40	R-60 Adv	R-38	 R-30	R-10
.	5.4	17%	0.40	0.40	R-38		 R-30	 R-10
CI	6.8*	17%	0_50	0.40	R-38	R-30	R-30	R-10
cn.	9.0*	17%	0,60	0.40	R-38	R-30	R-30	R-10
other porti	R Occupancy we-	a. Minimum-ra	quitements are	for each option	listed. laterpole	ions between of	plione is not p	ermined.
Required #	iiaimum averuge k	eg thickness.	-					
	tes Advanced Fran	•			pt single-rafter joi	st-vaultod ceilia	21	
	et applicable oaly t r-crawl-späces-or-c							
	CIENT PUBLIC OF C	Thomas an aman						

AMENDATORY SECTION (Amending WSR 91-01-112, filed 12/19/90, effective 7/1/91)

WAC 51-11-1006 Section 1006 Default U-values for glazing and doors.

1006.1 Untested Glazing and Doors: Untested glazing and doors shall be assigned the ((following)) U-values((÷

a. Manufactured glazing products:

simple placing (all).	— U = 1.20;
single glazing (all):	0 - 1.20,
double glazing:	
aluminum or steel framed: -	U = 0.90;
arammani or steel framed.	- 0.70,
wood or vinyl framed:	U = 0.75;
wood or vinyr transcu.	0 - 0.75,

b. Nonmanufactured site built fixed lite glazing products with a minimum of one-half inch airspace in a

wood frame only. All products supplied by manufacturers, such as kits for solariums, shall use the default U-values for manufactured glazing products cited above.

air-filled:	U = 0.60;
un inicu.	0.00,
argon-filled:	——— U = 0.55; ——
argon-inico.	- 0.33 ,
low-e, air-filled:	U = 0.50;
tow-c, an-inica.	0 = 0.50,
low-e, argon-filled:	U = 0.40·
TOW C. BIZOII IIIICU.	0 = 0.40,

Products which do not comply with all of these criteria shall use the default U-values listed under manufactured glazing products.

e. For Doors, see Table 10-6 on the next page)) from Tables 10-6A, 10-6B or 10-6C as appropriate.

	Btu/hr@ft ² @OF			
Nominal		No	Wood	Meta
Thickness,		_Storm	Storm	Stor
-Inches	-Description-	-Deer	Door ^c	Doo1
Wood Doors				
-1-3/8	Panel door with 7/16 inch panelse	- 0.57	0.33	0.3
1-3/8	Hollow core flush door	-0.47	30	0.3
-1-3/8	Solid core flush door	0.39	0.26	0.2
-1-3/4	Panel door with 7/16 inch panels	0.57	0-33	0.3
21-3/4	Hollow core flush door	0.46	0.29	0.3
-1-3/4	Panel door with 1-1/8 inch panels e	0.39	0.26	0.2
1-3/4	Solid core flush door	0.33	0.28	0.2
2-1/4	Solid core flush door	0.27	0.20	
Steel Doors	· · · · · · · · · · · · · · · · · · ·	·		
Steel Doors	Fiberglass or mineral wool core w/ steel	-0-60-		
-1-3/4	_stiffeners, no thermal break	0.60		
50002 20 22	Paper honeycomb core without thermal			
-1-3/4 -1-3/4	Paper honeycomb core without thermal	0.60 0.56		
-1-3/4	Paper honeycomb core without thermal break Solid urethane foam core without thermal	-0.56		
-1-3/4 -1-3/4 -1-3/4	Paper honeycomb core without thermal break Solid urethane foam core without thermal break			
-1-3/4 -1-3/4	stiffeners, no thermal break Paper honeycomb core without thermal break Solid urethane foam core without thermal break Solid fire rated mineral fiberboard core	-0.56 -0.40-		
-1-3/4	Paper honeycomb core without thermal -break Solid urethane foam core without thermal -break Solid fire rated mineral fiberboard core without thermal break	-0.56		
-1-3/4 -1-3/4 -1-3/4	stiffeners, no thermal break Paper honeycomb core without thermal break Solid urethane foam core without thermal break Solid fire rated mineral fiberboard core without thermal break Polystyrene core without thermal break(18	-0.56 -0.40 -0.38		
-1-3/4 -1-3/4 -1-3/4 -1-3/4	Paper honeycomb core without thermal break Solid urethane foam core without thermal break Solid fire rated mineral fiberboard core without thermal break Polystyrene core without thermal break(18 gage commercial steel)	-0.56 -0.40-		
-1-3/4	Paper honeycomb core without thermal break. Solid urethane foam core without thermal break. Solid fire rated mineral fiberboard core without thermal break. Polystyrene core without thermal break(18 gage commercial steel). Polyurethane core without thermal break(18)	-0.56 -0.40 -0.38		
-1-3/4 -1-3/4 -1-3/4 -1-3/4 -1-3/4	Paper honeycomb core without thermal break Solid urethane foam core without thermal break Solid fire rated mineral fiberboard core without thermal break Polystyrene core without thermal break(18 gage commercial steel) Polyurethane core without thermal break(18 gage commercial steel)	-0.40 -0.38 -0.35		
-1-3/4 -1-3/4 -1-3/4 -1-3/4	paper honeycomb core without thermal break Solid urethane foam core without thermal break Solid fire rated mineral fiberboard core without thermal break Polystyrene core without thermal break(18 gage commercial steel) Polyurethane core without thermal break(18 gage commercial steel) Polyurethane core without thermal break(24	-0.56 -0.40- -0.38- -0.35- 0.29-		
-1-3/4 -1-3/4 -1-3/4 1-3/4 -1-3/4 -1-3/4	Paper honeycomb core without thermal break Solid urethane foam core without thermal break Solid fire rated mineral fiberboard core without thermal break Polystyrene core without thermal break(18 gage commercial steel) Polyurethane core without thermal break(18 gage commercial steel) Polyurethane core without thermal break(24 gage commercial steel)	-0.40 -0.38 -0.35		
-1-3/4 -1-3/4 -1-3/4 -1-3/4 -1-3/4	Solid urethane foam core without thermal break Solid urethane foam core without thermal break Solid fire rated mineral fiberboard core without thermal break Polystyrene core without thermal break(18 gage commercial steel) Polyurethane core without thermal break(18 gage commercial steel) Polyurethane core without thermal break(24 gage commercial steel) Polyurethane core w/ thermal break & wood	-0.56 -0.40- -0.38- -0.35- 0.29-		
-1-3/4 -1-3/4 -1-3/4 1-3/4 -1-3/4 -1-3/4	Paper honeycomb core without thermal break Solid urethane foam core without thermal break Solid fire rated mineral fiberboard core without thermal break Polystyrene core without thermal break(18 gage commercial steel) Polyurethane core without thermal break(18 gage commercial steel) Polyurethane core without thermal break(24 gage commercial steel) Polyurethane core without thermal break(24 gage commercial steel) Polyurethane core w/ thermal break & wood perimeter(24 gage commercial steel)	0.56 -0.40 -0.38 -0.35 -0.29 -0.29		
-1-3/4 -1-3/4 -1-3/4 1-3/4 -1-3/4 -1-3/4	Solid urethane foam core without thermal break Solid urethane foam core without thermal break Solid fire rated mineral fiberboard core without thermal break Polystyrene core without thermal break(18 gage commercial steel) Polyurethane core without thermal break(18 gage commercial steel) Polyurethane core without thermal break(24 gage commercial steel) Polyurethane core w/ thermal break & wood	-0.56 -0.40- -0.38- -0.35- 0.29-		

water All U-factors for exterior goors in this table are for doors with no glazing, except for the storm goors which are in-addition to the main exterior door. Any glazing area in exterior doors should be included with the appropriate glass type
-and-analyzed. Interpolation and moderate extrapolation are permitted for door thicknesses other than those specified.

- Values are based on a nominal 32 by 80 in. door size with no glazing.
- * Outside air conditions: 15 mph wind speed, OMF air temperature; inside air conditions: natural-convection, 70%F air temperature.
- 'Welucs for wood Storm door are for approximately 50 percent glass area.
- " Values for metal storm door are for any percent glass area.
- '-55 percent panel area
- 'ASTM C 236 hotbox data on a nominal 3 by 7 ft door size with no glazing.

The U factors in Table 6 are for exterior wood and steel doors. The values given for wood doors were calculated, and those for Freel doors were taken from hat how tests (Sabine et al. 1975; Yellot 1965) or from manufacturer's test reports. An extensive surface conductance of 6.0 Btu/heft'EMF was used, and the indoor surface conductance was taken as 1.4 Btu/heft'EMF for vertical surfaces with horizontal heat flow. All values given are for exterior goors without glazing. If an exterior coordina glazing, the glazing should be analyzed as a window.

TABLE 10-6A
APPROVED WINDOW AND SKYLIGHT DEFAULT TABLE^{1,2}

	FRAME TYPE 8, 9.				
DESCRIPTION ^{3, 4, 5, 6,7}	ALUMINUM	ALUM THERMAL BREAK ¹⁰	WOOD/VINYL	ALUM. CLAD WOOD/ REINFORCED VINYL10	
Double, Clear 1/4"	0.82	0.66	0.56	0.59	
Double, Clear 1/4" + argon	0.77	0.63	0.53	0.56	
Double, Low-e4 1/4"	0.76	0.61	0.52	. 0.54	
Double, Low-e21/4"	0.73	0.58	0.49	0.51	
Double, Low-el 1/4"	0.70	0.55	0.47	0.49	
Double, Low-e4 1/4" + argon	0.70	0.55	0.47	0.49	
Double, Low-e2 1/4" + argon	0.66	0.52	0.43	0.46	
Double, Low-el 1/4" + argon	0.64	0.50	0.41	0.43	
Double, Clear 3/8".	0.78	0.63	0.54	0.57	
Double, Clear 3/8" + argon	0.75	0.60	0.51	0.54	
Double, Low-e4 3/8"	0.72	0.57	0.48	0.51	
Double, Low-e2 3/8"	0.69	0.54	0.45	0.48	
Double, Low-el 3/8"	0.66	0.51	0.43	0.46	
Double Low-e4 3/8" + argon	0.68	0.53	0.44	0.47	
Double, Low-e2 3/8" + argon	0.63	0.49	0.41	0.44	
Double, Low-el 3/8" + argon	0.61	0.47	0.39	0.41	
Double, Clear 1/2"	0.75	0.60	0.50	0.54	
Double, Clear 1/2" + argon	0.72	-0.58	0.48	0.51	
Double, Low-e4 1/2"	0.68	0.53	0.44	0.47	
Double, Low-e2 1/2"	0.64	0.50	0.41	0.44	
Double, Low-el 1/2"	0.61	0.47	0.39	0.42	
Double, Low-e4 1/2" + argon	0.65	0.30	0.42	0.44	
Double, Low-e2 1/2" + argon	0.60	0.46	0.37	0.40	
Double, Low-el 1/2" + argon	0.58	0.43	0.35	0.38	
Triole, Clear 1/4"	0.66	0.52	0.42	0.44	
Triple, Clear 1/4" + argon	0.63	0.49	0.39	0.42	
Triple, Low-e4 1/4"	0.64	0.50	0.40	0.40	
Triple, Low-e2 1/4"	0.62	0.48	0.39	0.41	
Triple, Low-el 1/4"	0.61	0.47	0.38	0.40	
Triple, Low-e4 1/4" + argon	0.60	0.46	0.37	0.39	
Triple, Low-e2 1/4" + argon	0.58	0.43	0.34	0.37	
Triple, Low-el 1/4" + argon	0.57	0.42	0.34	0.36	
Triple, Clear 1/2"	0.61	0.46	0.37	0.40	
Triple, Clear 1/2" + argon	0.59	0,45	0.36	0.38	
Triple, Low-e4 1/2".	0,58	0.43	0.35	0.37	
Triple, Low-e2 1/2"	0.55	0.41	0.32	0.35	
Triple, Low-el 1/2"	0.54	0.39	0.31	0.33	
Triple, Low-e4 1/2" + argon	0.55	0.41	0.32	0.35	
Triple, Low-e2 1/2" + argon	0,52	0.38	0.30	0.32	
Triple, Low-el 1/2" + argon	0,51	0.37	0.29	0.31	

Footnotes to TABLE 10-6A

- 1. The following exceptions shall apply to the default table:
 - (a) A vinyl or wood double-pane window, with a minimum 1/2 inch air space between glazings, and either a low-e glazing or an argon fill of no less than 90%, shall be deemed to satisfy the glazing U-value for the electric resistance prescriptive paths III and IV in Table 6-1 and II and III in Table 6-3.
 - (b) An aluminum, double-pane window, with a minimum 7/16 inch air space between glazings shall be deemed to satisfy the glazing U-value for the other fuels prescriptive paths II and IV in Table 6-2 and II and III in Table 6-4.
- Subtract 0.02 from the listed default U-value for non-aluminum spacer. Acceptable spacer materials may include but is not limited to fiberglass, wood and butyl or other material with an equivalent thermal performance.
- 3. 1/4" = a minimum dead air space of 0.25 inches between the panes of glass.
 - 3/8" = a minimum dead air space of 0.375 inches between the panes of glass.
 - 1/2" = a minimum dead air space of 0.5 inches between the panes of glass.

Product with air spaces different than those listed above shall use the value for the next smaller air space; i.e. 3/4-inch = 1/2-inch U-factor, 7/16-inch = 3/8-inch U-factors, 5/16-inch = 1/4-inch U-factor.

- 4. low-e4 (emissivity) shall be 0.4 or less. low-e2 (emissivity) shall be 0.2 or less. low-e1 (emissivity) shall be 0.1 or less.
- 5. U-factors listed for argon shall consist of sealed, glass-filled insulated units for argon, CO2, SF6, and argon/SF6 mixtures. The following conversion factor shall apply to Krypton gas-filled units: 1/4" or greater with krypton is equivalent to 1/2" argon.
- Dividers placed between glazing: The U-factor listed shall be used where the divider has a minimum gap of 1/8-inch between the divider and lite of each inside glass surface. Add 0.03 to the listed U-factor for True Divided Lite windows.
- 7. "Glass block" assemblies may use a U-factor of 0.51.
- 8. Insulated fiberglass framed products shall use wood/vinyl U-factors.
- 9. Subtract 0.02 from the listed default values for solariums.
- 10. Aluminum Thermal Break = An aluminum thermal break framed window shall incorporate the following minimum design characteristics:
 - a) The thermal conductivity of the thermal break material shall be not more than 3.6 Btu-in/hr/ft²/F°;
 - b) The thermal break material must produce a gap in the frame material of not less than 0.210 inches; and,
 - c) All metal framing members of the products exposed to interior and exterior air shall incorporate a thermal break meeting the criteria in a) and b) above.
- 11. Aluminum clad wood windows shall use the U-values listed for Aluminum clad Wood/Reinforced Vinyl windows. Vinyl clad wood window shall use the U-values listed for Wood/Vinyl windows. Any vinyl frame window with metal reinforcement in more than one rail shall use the U-factors listed for Aluminum Clad Wood/Reinforced Vinyl window.

TABLE 10-6B TRANSMISSION COEFFICIENTS (U) FOR WOOD AND STEEL DOORS Btu/h \cdot ft² \cdot F

Nominal	Description	No	Wood	Metal
Door		Storm	Storm	Storm
Thickness,		Door	Doorc	Doord
Inches			<u> </u>	,
Wood				
Doorsb				
1-3/8	Panel door with 7/16 inch panels ^e	0.57	0.33	0.37
1-3/8	Hollow core flush door	0.47	0.30	0.32
1-3/8	Solid core flush door	0.39	0.26	0.28
1-3/4	Panel door with 7/16 inch panels ^e	0.57	0.33	0.36
1-3/4	Hollow core flush door	0.46	0.29	0.32
1-3/4	Panel door with 1-1/8 inch panels ^e	0.39	0.26	0.28
1-3/4	Solid core flush door	0.33	0.28	0.25
2-1/4	Solid core flush door	0.27	0.20	0.21
Steel Doors ^b				
1-3/4	Fiberglass or mineral wool core w/ steel stiffeners, no thermal break ^f	0.60		
1-3/4	Paper honeycomb core without thermal breakf	0.56		
1-3/4	Solid urethane foam core without thermal break ^a	0.40		
1-3/4	Solid fire rated mineral fiberboard core without thermal break ^f	0.38		
1-3/4	Polystyrene core without thermal break (18 gage commercial steel) ^f	0.35		
1-3/4	Polyurethane core without thermal break (18 gage commercial steel) ^f	0.29		
1-3/4	Polyurethane core without thermal break (24 gage commercial steel) ^f	0.29		
1-3/4	Polyurethane core w/ thermal break & wood perimeter (24 gage commercial steel) ^f	0.20		
1-3/4	Solid urethane foam core with thermal break	0.19	0.16	0.17

Note: All U-factors for exterior doors in this table are for doors with no glazing, except for the storm doors which are in addition to the main exterior door. Any glazing area in exterior doors should be included with the appropriate glass type and analyzed. Interpolation and moderate extrapolation are permitted for door thicknesses other than those specified.

- a. Values are based on a nominal 32 by 80 in. door size with no glazing.
- b. Outside air conditions: 15 mph wind speed, 0 F air temperature; inside air conditions: natural convection, 70 F air temperature.
- e. Values for wood storm door are for approximately 50 percent glass area.
- d. Values for metal storm door are for any percent glass area.
- e. 55 percent panel area.
- f. ASTM C 236 hotbox data on a nominal 3 by 7 ft door size with no glazing.

The U-factors in Table 6B are for exterior wood and steel doors. The values given for wood doors were calculated, and those for steel doors were taken from hot box tests (Sabine et al. 1975; Yellot 1965) or from manufacturer's test reports. An outdoor surface conductance of 6.0 Btu/h• $\Omega^2 \cdot P$ was used, and the indoor surface conductance was taken as 1.4 Btu/h• $\Omega^2 \cdot P$ for vertical surfaces with horizontal heat flow. All values given are for exterior doors without glazing. If an exterior door contains glazing, the glazing should be analyzed as a window.

TABLE 10-6C APPROVED GLAZED DOOR DEFAULT U-VALUES²

		DOOR MATERIAL				
	INSUL	ATED ⁶	wo	יססי		
DESCRIPTION ^{2, 1, 4, 5}	Full-Lite*, 9	Half-Lite 10, 11	Full-Lite ^s	Half-Lite ¹⁰		
Double, Clear 1/4"	0.39	0.31	0.47	0.42		
Double, Clear 1/4" + argon	0.37	0.50	0.45	0.41		
Double, Low-ef 1/4"	0.36	0.30	0.44	0.41		
Double, Low-e2 1/4"	0.35	0.29	0.43	0.40		
Double, Low-el 1/4"	0.24	0.28	0.41	92.0		
Double, Low-e4 1/4" + argon	0.33	0.28	0.41	0.39		
Double, Low-e2 1/4" + argon	١٤٥	0.26	9د ٥	0.38		
Double, Low-e/ 1/4" + argon	اده	0,26.	0.38	0.37		
Double, Clear 3/8°	0.37	05.0	0.45	0.41		
Double, Clear 3/8" ÷ argon	0.36	0.29	0.44	0.41		
Double, Low-e4 3/8"	0.34	0.28	0.42	0.40		
Double, Low-22 3/8"	0.33	0.28	0.41	0.39		
Double, Low-el 3/8"	0.21	0.26	0.38	0.37		
Double, Low-e4 3/8" + argon	0.32	0.27	0.40	0.38		
Double, Low-e2 3/8" + argon	0.29	0.25	0.37	0.57		
Double, Low-e/ 3/8" + argon	0.29	0.25	0.36	0.36		
Double, Clear 1/2"	0.36	0.29	0.44	0.41		
Double, Clear 1/2" + argon	0.34	0.28	0.42	0.40		
Double, Low-ef 1/2"	0.32	0.27	0.40	0.38		
Double, Low-e2 1/2"	0.30	0.26	0.38	0.37		
Double, Low-el 1/2"	0.19	0.25	0.36	6د.0		
Double, Low-e4 1/2" + 2rgon	0.30	0.26	0.38	0.57		
Double, Low-e2 1/2" + argon	0.28	0.25	0.36	0.36		
Double, Low-el 1/2" + argon	0.28	0.24	0.34	0.35		
Triple, Clear 1/4"	0.31	0.26	0.39	0.38		
Triple, Clear 1/4" + argon	0.29	0.25	0.37	0.37		
Triple, Low-ef 1/4"	0.30	0.26	0.38	0.37		
Triple, Low-e2 1/4"	0.29	0.25	0.37	0.36		
Triple, Low-e4 1/4" + 2rgon	0.27	0.24	0.35	0.35		
Triple, Low-e2 1/4" + 2rgon	0.26	0.24	′ 0.34	0.35		

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Footnotes to TABLE 10-6C

- 1 Subtract 0.02 from the listed default U-value for insulated spacers. Insulated spacer material includes fiberglass, wood and butyl or other material with an equivalent Thermal performance.
- 2 1/4" = a minimum dead air space of 0.25 inches between the panes of glass.
 - 3/8" = a minimum dead air space of 0.375 inches between the panes of glass.
 - 1/2" = a minimum dead air space of 0.5 inches between the panes of glass.

<u>Products with air spaces different than those listed above shall use the value for next smaller air space; i.e.</u> 3/4-inch = 1/2-inch U-values, 7/16-inch = 3/8-inch U-values, 5/16-inch = 1/4-inch U-values

3 Low-e4 (emissivity) shall be 0.4 or less.

Low-e2 (emissivity) shall be 0.2 or less.

Low-e1 (emissivity) shall be 0.1 or less.

4 U-values listed for argon shall consist of sealed, gas-filled, insulated units for argon, CO₂, SF₆, and argon/SF₆ mixtures.

The following conversion factor shall apply to Krypton gas-filled units:

1/4-inch or greater airspace of Krypton gas-fill = 1/2-inch airspace Argon gas-fill.

- 5 Dividers placed between glazing: The U-values listed shall be used where the divider has a minimum gap of 1/8-inch between the divider and lite of each inside glass surface. Add 0.03 to the listed U-value for True Divided Lite windows.
- 6 Insulated = Any urethane insulated foam core door with a thermal break. Thermal Break = A thermal break door shall incorporate the following minimum design characteristics:
 - a) The thermal conductivity of the thermal break material shall be not more than 3.6 Btu-in/hr/ft²/F°; and
 - b) The thermal break material shall not be less than 0.210 inches.
- 7 Wood = Any wood door.
- 8 Full Lite = A door that consists of more than 35 percent glazing.
- 9 Add 0.05 to the listed U-value for Full-Lite values if the insulated door does not have a thermal break.
- 10 Half Lite = A door that consists of 35 percent or less glazing.
- 11 Add 0.06 to the listed U-value for Half-Lite values if the insulated door does not have a thermal break.

WSR 93-20-131 PROPOSED RULES DEPARTMENT OF LABOR AND INDUSTRIES

[Filed October 6, 1993, 11:58 a.m.]

Original Notice.

Title of Rule: Prevailing wages.

Purpose: To increase the fee for filing the statement of intent to pay prevailing wage and affidavit of wages paid forms and to expand the coverage of prevailing wage to reflect statutory change.

Statutory Authority for Adoption: RCW 39.12.070.

Statute Being Implemented: RCW 39.12.070.

Summary: Increased fees will provide funds to enhance enforcement of and increase compliance with the prevailing wage laws and provide resources for more frequent updates of wage surveys; expanded definition of prevailing wage to cover turnkey projects is a reflection of statutory changes.

Reasons Supporting Proposal: Legislation passed during the 1993 legislative session provided for the increased fee for enforcement and compliance and for the expanded coverage of turnkey projects under prevailing wage.

Name of Agency Personnel Responsible for Drafting: Jim Christensen, P.O. Box 44540, Olympia, 98504-4540, 956-5330; Implementation and Enforcement: Greg Mowat, P.O. Box 44510, Olympia, 98504-4510, 956-5310.

Name of Proponent: Department of Labor and Industries, governmental.

Rule is not necessitated by federal law, federal or state court decision.

Explanation of Rule, its Purpose, and Anticipated Effects: The fee increase was approved by the 1993 legislature with the increased revenue being used for the performance of adequate wage surveys and to investigate and enforce all alleged violations of the Public Works Act, including but not limited to, incorrect statements of intent to pay prevailing wage, incorrect certificates of affidavit of wages paid and wage claims. The expanded definition of "public work" was approved by the 1993 legislature and applies chapter 39.12 RCW, the Public Works Act, to all work, construction, alteration, repair or improvement that any public agency or combination of agencies causes through a contract to rent, lease, purchase or operate at least 50 percent of the project.

Proposal Changes the Following Existing Rules: WAC 296-127-010, 296-127-040, and 296-127-045 are amended to reflect the fee increase and the application of prevailing wage to turnkey projects, as required by statute.

No small business economic impact statement is required for this proposal by chapter 19.85 RCW.

The fee for filing prevailing wage forms is charged to awarding agencies when the bids are prepared by contractors; therefore, the cost is not borne by the business. The changes to WAC 296-127-010 are housekeeping changes to reflect the statute. The WAC changes will not cause an impact to small business.

Hearing Location: Tumwater L&I Building, Room S117, 7273 Linderson Way S.W., Tumwater, WA, on November 9, 1993, at 9:00 a.m.

Submit Written Comments to: Joseph A. Brewer, III, Acting Assistant Director, P.O. Box 44501, Olympia, WA 98504-4501, by November 6, 1993.

Date of Intended Adoption: December 16, 1993.

October 6, 1993

Dorette M. Markham
for Mark O. Brown
Director

AMENDATORY SECTION (Amending WSR 92-01-104, filed 12/18/91, effective 1/31/92)

WAC 296-127-010 Definitions for chapter 296-127 WAC. (1) "Department" means the department of labor and industries.

(2) "Director" means the director of the department or his or her duly authorized deputy or representative.

- (3) "Industrial statistician" means the industrial statistician of the department's employment standards, apprenticeship, and crime victims (ESAC) division.
- (4) "Assistant director" means the assistant director of the employment standards, apprenticeship, and crime victims (ESAC) division or his or her duly authorized deputy or representative.
 - (5) "Contractor" means:
- (a) The prime contractor, and each and every subcontractor, required to be registered under chapter 18.27 RCW and/or licensed under chapter 19.28 RCW, that performs any work on a public works project site, and/or is required to pay industrial insurance premiums as a construction company.
- (b) Employers engaged in shipbuilding and ship repair, building service maintenance, and any fabricator or manufacturer that produces nonstandard items specifically for a public works project.
- (c) Employers that contract with contractors or subcontractors for the purpose of the production and/or delivery of materials pursuant to the terms of WAC 296-127-018.
- (6) The term municipality shall include every city, county, town, district, political subdivision, or other public agency thereof which is authorized by law to require the execution of public work, except drainage districts, diking districts, diking and drainage improvement districts, drainage improvement districts, consolidated diking and drainage improvement districts, consolidated drainage improvement districts, consolidated drainage improvement districts, consolidated diking improvement districts, irrigation districts, or any such other districts as shall from time to time be authorized by law for the reclamation or development of waste or undeveloped lands.
 - (7)(a) The term "public work" shall include:
- (i) All work, construction, alteration, enlargement, improvement, repair, and/or demolition that is executed by contract, purchase order, or any other legal agreement and that is executed at the cost of the state of Washington or of any municipality. The source of the funding shall not determine the applicability of the statute, and may include, but is not limited to, such sources as those payments made through contracts with insurance companies on behalf of the insured state or municipality;
- (ii) All work, construction, alteration, enlargement, improvement, repair, and/or demolition which, by law, constitutes a lien or charge on any property of the state or of a municipality;

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- (iii) ((New)) All work, construction ((of facilities)), alteration, repair, or improvement, other than ordinary maintenance that ((are eaused by)) the state ((agencies)) or a municipality causes to be ((built)) performed by a private party through a contract to rent, lease, or purchase at least ((eighty)) fifty percent of ((such facility for occupation by)) the project by one or more state agencies or municipalities, pursuant to RCW ((43.82.015)) 39.04.260;
- (iv) Maintenance, except ordinary maintenance as defined by (b)(iii) of this subsection, when performed by contract. Maintenance is defined as keeping existing facilities in good usable, operational condition;
- (v) Janitorial and building service maintenance as defined by WAC 296-127-023, when performed by contract, on public buildings and/or assets; and
- (vi) The fabrication and/or manufacture of nonstandard items produced by contract specifically for a public works project as defined by (a)(i) through (v) of this subsection.
 - (b) The term "public work" shall not include:
- (i) Work, construction, alteration, enlargement, improvement, repair, demolition, and/or maintenance for which no wage or salary compensation is paid, consistent with the requirements of RCW 35.21.278;
- (ii) The construction, alteration, repair, or improvement of any municipal street railway system;
- (iii) Ordinary maintenance which is defined as work not performed by contract and that is performed on a regularly scheduled basis (e.g., daily, weekly, monthly, seasonally, semiannually, but not less frequently than once per year), to service, check, or replace items that are not broken; or work not performed by contract that is not regularly scheduled but is required to maintain the asset so that repair does not become necessary.
- (8) "Contract" means a contract, purchase order, or any other legal agreement in writing for public work to be performed for a fixed or determinable amount, which is duly awarded after advertisement and competitive bid. A contract that is awarded from a small works roster, or under the emergency provisions of state law, need not be advertised.
- (9) "Residential construction" means construction, alteration, repair, improvement, or maintenance of single family dwellings, duplexes, apartments, condominiums, and other residential structures not to exceed four stories in height, including basement, when used solely as permanent residences. It does not include the utilities construction (water and sewer lines), or work on streets, or work on other structures (e.g., for recreation and business.)

AMENDATORY SECTION (Amending WSR 90-24-053, filed 12/3/90, effective 1/3/91)

WAC 296-127-040 Statement of intent to pay prevailing wages. (1) All statements of intent to pay prevailing wages submitted to the industrial statistician of the department shall be accompanied by a fee of ((twelve)) twenty-five dollars ((and fifty cents)) for each statement. Fees shall be made payable to the department of labor and industries.

(2) Any agency, division, or department of the state of Washington which through agreement with the department certifies statements of intent for its own contracts shall provide to the industrial statistician each month the number

of statements of intent certified and quarterly shall send a fee of ((ten)) twenty dollars for each statement of intent to pay prevailing wages it has certified. This fee shall be sent to the industrial statistician and be made payable to the department of labor and industries.

AMENDATORY SECTION (Amending WSR 90-24-053, filed 12/3/90, effective 1/3/91)

- WAC 296-127-045 Affidavit of wages paid. (1) All affidavits of wages paid submitted to the industrial statistician of the department shall be accompanied by a fee of ((twelve)) twenty-five dollars ((and fifty cents)) for each affidavit of wages paid. All fees shall be made payable to the department of labor and industries.
- (2) Any agency, division, or department of the state of Washington which through agreement with the department certifies affidavits of wages paid for its own contracts shall provide to the industrial statistician each month the number of affidavit of wages paid it has certified and quarterly shall send a fee of ((ten)) twenty dollars for each affidavit of wages paid it has certified. This fee shall be sent to the industrial statistician and be made payable to the department of labor and industries.

WSR 93-20-132 PROPOSED RULES DEPARTMENT OF LABOR AND INDUSTRIES

[Filed October 6, 1993, 11:59 a.m.]

Original Notice.

Title of Rule: WAC 296-17-855 Experience modification, 296-17-875 Table I Primary losses for selected claim values, 296-17-880 Table II "B" and "W" values, 296-17-885 Table III Expected loss rates and D-ratios, 296-17-890 Table IV Maximum experience modifications for firms with no compensable accidents, 296-17-895 Industrial insurance accident fund base rates and medical aid based rates by class of industry, 296-17-919 Table I Retrospective rating Plans A, A1, A2, A3 and B, and 296-17-920 Assessment for supplemental pension fund.

Purpose: This revision to the base rates is intended to recognize recent loss (claims) experience and reported exposure (hours worked) over which those losses can be spread, as well as the impacts of a legislatively-mandated increase in worker benefits. The overall average rate increase of 7.2 percent will maintain the actuarial solvency of the accident, medical aid, and supplemental pension funds. A second purpose of this proposal is to adjust each of the individual classes to more accurately reflect that occupation's risk and anticipated losses, based on the most recent available experience and reported exposure in each class.

Statutory Authority for Adoption: RCW 51.04.020. Statute Being Implemented: RCW 51.16.035.

Summary: This packet proposes the 1994 rates for each industrial insurance classification and related changes in tables and values, based on an average increase of 7.2 percent.

Reasons Supporting Proposal: The proposal is needed to ensure actuarial solvency of the medical aid, accident and

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supplemental pension funds and to ensure appropriate distribution of premiums.

Name of Agency Personnel Responsible for Drafting: Michael Wood, Bill White, and Gary Griesmeyer, 7273 Linderson, Tumwater, WA, 956-4817; Implementation and Enforcement: Janet Morris, Mary Pat Frederick, Michael Wood, 7273 Linderson, Tumwater, WA, 956-4817.

Name of Proponent: Department of Labor and Industries, governmental.

Rule is not necessitated by federal law, federal or state court decision.

Explanation of Rule, its Purpose, and Anticipated Effects: Revision to base rates is intended to recognize recent loss (claims) experience and reported exposure (hours worked) over which those losses can be spread, as well as impacts of a legislatively-mandated benefit increase. A general rate increase of 7.2 percent is proposed to maintain fund solvency required by RCW 51.16.035. Amendments to the experience rating tables reflect the updatings of the experience period to include more current information. The overall effect of these changes will be a net premium increase of 7.2 percent. Revision to the retrospective rating plan table is intended to reflect the general rate increase. Enrolled employers will notice little to no change to their current plan size or group.

Proposal Changes the Following Existing Rules: Amends the based rates table to reflect rate adjustments averaging an increase of 7.2 percent in the accident and medical aid funds. Amends the supplemental pension fund assessment with an increase of 25.3 percent. The experience rating tables are updated to reflect more recent losses and exposures.

Small Business Economic Impact Statement: This statement analyzes the economic impact on small businesses of a proposed rate increase for workers' compensation premiums. The increase would become effective January 1, 1994.

Labor and industries manages the workers' compensation program in Washington. Approximately 2 million workers from almost 150,000 employers are insured through the state fund. About 70 percent of all such employers pay \$5,000 or less in annual premiums.

Existing rules: There currently are roughly 300 risk classes in the state fund. Rates are based on the frequency and severity of work-related injuries and illnesses experienced in each risk class and the exposure (hours) industry wide over which these costs can be spread. Base rates are established separately for accident fund and medical aid fund coverage in each risk classification. In addition, an assessment rate for all risk classes is prescribed for the supplemental pension fund. An experience rating plan is also a component of the system. This provides adjustment of base industrial insurance rates by risk class, up or down, based on the past claims experience of each individual employer.

Voluntary rating plans, referred to as retrospective rating, are available to individual employers and industry associations to provide them with additional opportunities to reduce their costs for workers' compensation coverage. Reduced costs can be achieved by employers through accident prevention and active management claims.

Treatment of small business under existing rules: Risk classes are assigned to a specific type of business and/or

employment and are independent of business size. Base rates for each risk class are based largely on losses associated with the grouping of businesses assigned to report in the risk class. Rates for each class vary by hazards within an industry. The most hazardous industries pay higher rates.

All employers insured by the state fund for the first time are assigned a base or manual rate (1.0) for the risk class appropriate for the business. As a business develops a loss record, an experience factor is applied to the rate paid for insurance by that particular firm. Experience factors and the general program of experience rating is the insurance program's way of tailoring rates to the insured's actual accident experience.

The premium that each employer pays is comprised of three separate insurance rates. Two of these—accident and medical aid funds—are subject to adjustments in experience factors.

An experience factor is a reflection of claims history. By lowering accident costs, an employer lowers the experience factor and pays less premiums.

Employers and industry groups that want to further reduce their workers' compensation costs can participate in an optional retrospective rating plan.

Proposed revisions: A general increase averaging 7.2 percent is proposed for 1994. This increase is based on a 3 percent impact from two legislatively mandated benefit increase bills passed earlier this year, 4.9 percent impact from wage inflation and 3.6 percent impact from medical inflation.

In addition to the general rate increase, adjustments are being made to each risk class to reflect more current loss experience associated with each industry. Some risk classes will see a premium rate increase higher than overall general increase (up to 31 percent in one risk class); other risk classes will see smaller rate increases or even decreases in rates from 1993 levels.

Mitigation efforts: The overall effect of the 7.2 percent rate increase and the annual adjustment to the class rates are independent of business size. The law requires that labor and industries set rates based on the risk of each occupation or industry.

Within the experience rating plan, small employers with loss-free records in the rating experience period are allowed rate credits in excess of those initially computed by the rating plan, based on risk size, by a maximum modification for loss-free firms of various sizes. Further mitigation is achieved through experience rating the medical aid premium, which is achieved in much the same fashion as the accident fund.

In addition, rates are set by loss experience within each risk class. When loss experience improves, rates are reduced. When losses are high, rates go up. Employers can exert considerable control over rates through their efforts to improve work place safety and health and effective management of claims from workers who are injured. The department is also engaged in a broad spectrum of cost control efforts.

Small Business Economic Impact: The department has evaluated the economic impact of the proposed rule changes in accordance with the Regulatory Fairness Act (chapter 19.85 RCW) and has concluded that the proposed amendments will have no disproportionate impact on small busi-

nesses. Particularly for those employers in high-hazard industries, the department is aware that the high workers' compensation premium related to these industries is a significant burden. As discussed above, the department has mitigated to the extent possible the costs imposed by these proposed rate increases, and has no further statutory ability to do so. The statutory obligation to develop actuarially sound rates consistent with accepted insurance industry practices restricts the department from engaging in further mitigation.

Hearing Location: On November 9, at 9:00 a.m., L&I Headquarters Building Auditorium, 7273 Linderson Way S.W., Tumwater, WA; on November 10, at 9:00 a.m., SeaTac Red Lion Inn, Northwest Ballroom, 18740 Pacific Highway South, SeaTac, WA; on November 12, at 9:00 a.m., Spokane Falls Community College Student Lounge, West 3410 Fort George Wright Drive, Spokane, WA; and on November 13, at 9:00 a.m., Yakima Red Lion (Freeway), 1507 1st Street, Yakima, WA.

Submit Written Comments to: Michael Wood, Program Manager for Policy Management, P.O. Box 44142, Olympia, WA 98504-4142, by November 15, 1993, 5 p.m.

Date of Intended Adoption: November 30, 1993.

October 6, 1993 Mark O. Brown Director

AMENDATORY SECTION (Amending WSR 92-24-063, filed 11/30/92, effective 1/1/93)

WAC 296-17-875 Table I.

Primary Losses for Selected Claim Values

CLAIM VALUE	PRIMARY LOSS
((348	8,348
9,494	9,000
11,520	10,000
13,956	
16,941	12,000
20,684	13,000
25,518 — — — — — — — — — — — — — — — — — — —	14,000
31,998	15,000
55,006	17,000
135,092*	19,100
208,700**	19,689))
8,809	<u>8,809</u>
9,132	9,000
<u> 10,991</u>	10,000
13,187	<u>11,000</u>
15,821	<u>12,000</u>
<u> 19,039</u>	<u>13,000</u>
<u>23,060</u>	<u>14,000</u>
<u>28,225</u>	<u>15,000</u>
<u>44,728</u>	<u>17,000</u>
<u>142,757*</u>	<u>20,156</u>
<u>220,220**</u>	<u>20,775</u>

^{*} Average death value

AMENDATORY SECTION (Amending WSR 92-24-063, filed 11/30/92, effective 1/1/93)

WAC 296-17-880 Table II.

"B" and "W" Values

Maximum Claim Value = ((\$208,700)) \$220,220Average Death Value = ((\$135,992)) \$142,757

Avera	ige Death Value =	((\$133,092))	\$142,75
•	ted Losses		W
((4,521	& Under	39,378	-0.00
4,522		- 38,984	0.01
9,111	13,768	-38,590	0:02
13,769	18,497 23,297	38,197	-0.03
18,498 -	23,297 -	37 ,803	-0.04
23,298	28,172	37,409	0.05
28,173 -	33,123	37,015	-0.06
33,124	38,151	36,622	-0.07
38,152	 43,260 	-36,228	-0.08
43,261	48,450	35,834	0.09
48,451	48,450 53,725	35 ,440	0.10
53,726	59,086	35,046	0.11
59,087	64,536	34.653	0.12
64,537	70.077	34.259	-0.13
70.078	75.711	33.865	0.14
75.712	81 442	33 471	0.15
81,443	87,271 93,202	33.078	-0.16
87,272	93,202	32.684	- 0.17
93,203	99,237	32,290	- 0.18
99.238	105,380	31.896	0.10
	111,634		
111.635	118,001	31,302	0.20
118.002	124 486	31,105	_0.21
124 487	124,486 131,091	30,713	0.22
131.002	137,820	20 027	0.23
137.821	144,677	20.534	0.25
	151,666		
	158,791		
158 702	166,057	20,740	0.27
166.058	173,467	27,058	0.20
173.468	181, 026	27,555	0.20
181.027	188,739	27,303	0.30
	 196,612		
	- 204,649		
204.650	212,856	25,080	0.33
212 857	- 212,030	25,506	0.34
221 230		25,390	0.35 _0.36
220,803	238,554	- 24 808	0.30
228 555	247,500	- 24.414	0.37
247.501	25 6,647	- 24.021	0.30
256.648	266,003	23 627	0.37
266,004	275,574	22,021	0.40
200,004	285,370	22,233	0.42
205 271	295,397	22,037	0.42
205,371	305,666	22,443	0.43
	315,184 316,184		
	316,184 326,963		
210,183	326,963 338,010	20.870	- 0:40
320,704	3.38,U1U	20, 670	0.47
340 340	349,339 360,958	20,477	- 0:48 0:40
349,340	- 360,958 - 372,882		- 0.49
200,727	3/2,882	10.205	- v.3U
3/2,883	385,121	- 19,295 -	- U.3 I

^{**} Maximum claim value

385,122 -	397,689	- 18,901 -	- 0.52	<u>62,348</u>	Ξ	68,098	<u>36,564</u>	<u>0.12</u>
397,690	410,600	-18,508	-0.53	<u>68,099</u>	=	<u>73,945</u>	<u>36,149</u>	0.13
410,601	423,868	18,114	-0.54	<u>73,946</u>	<u>-</u>	<u>79,890</u>	<u>35,733</u>	<u>0.14</u>
423,869	437,510	17,720	-0.55	<u>79,891</u>	Ξ	<u>85,937</u>	<u>35,318</u>	<u>0.15</u>
437,511	451,542	-17,326	-0.56	85,938	=	92,088	34,902	0.16
451,543	465,980	- 16,933 -	 0.57	92,089	Ξ	98,346	34,487	0.17
465,981	480,845	16,539 —	-0.58	98,347	-	$1\overline{04,715}$	34,071	$\overline{0.18}$
480,846	496,154	- 16,145 -	0.59	$1\overline{04,716}$	-	111,197	33,656	0.19
496,155 –	511,930	15,751	-0.60	111,198	-	117,796	33,240	$\overline{0.20}$
511,931	- 528,193	- 15,357 -	-0.61	117,797	_	124,515	32,825	$\overline{0.21}$
528,194 –	- 520,175 - 544,969	14,964	-0.62	124,516	- - - - -	131,357	32,409	$\overline{0.22}$
•	562,282	— 14,570-—	$\frac{0.02}{-0.63}$	131,358	-	138,326	31,994	$\frac{0.23}{0.23}$
544,970 -	,	,	0.64	138,327	_	$\frac{130,320}{145,427}$	$\frac{31,574}{31,578}$	$\frac{0.23}{0.24}$
562,283 —	580,159	14,176	 0.65	145,428	=	152,663	31,163	$\frac{0.24}{0.25}$
580,160		13,782		152,664	=	160,038	$\frac{31,103}{30,747}$	$\frac{0.25}{0.26}$
598,630	617,721	13,389 –	-0.66		Ξ	167,556	$\frac{30,747}{30,332}$	$\frac{0.20}{0.27}$
617,722	637,470	12,995 -	0.67	<u>160,039</u>	=			$\frac{0.27}{0.28}$
637,471	657,911	12,601	-0.68	<u>167,557</u>	=	175,223	<u>29,916</u>	
657,912	679,080	12,207	-0.69	175,224	Ξ	183,042	<u>29,501</u>	$\frac{0.29}{0.20}$
679,081	 701,018	11,813	0.70	183,043	Ξ	191,018	<u>29,085</u>	$\frac{0.30}{0.31}$
701,019 	723,770	11,420	-0.71	<u>191,019</u>	Ξ	<u>199,157</u>	28,670	0.31
723,771 —	 747,382	11,026	-0.72	<u>199,158</u>	<u>-</u>	207,464	<u>28,254</u>	0.32
747,383	- 771,904	10,632	-0.73	<u>207,465</u>	<u>-</u>	<u>215,945</u>	27,839	0.33
771,905	797,391	10,238	-0.74	215,946	Ξ	224,605	<u>27,423</u>	0.34
797,392		9,844	-0.75	224,606	<u>-</u> - -	<u>233,450</u>	27,008	0.35
823,903	851,502	9,451	-0.76	233,451	<u>-</u>	242,486	<u> 26,592</u>	<u>0.36</u>
851,503	880,259	9,057	- 0.77	242,487	=	251,721	<u> 26,177</u>	0.37
880,260		8,663	0.78	$\overline{251,722}$	Ξ	261,161	25,761	0.38
910,251	941,556	8,269	- 0.79	$\overline{261,162}$	-	270,813	24,346	0.39
941,557	974,267	7,876	0.80	270,814	_	280,685	24,930	$\overline{0.40}$
974,268	1,008,481	7,482	0.81	280,686	_	290,785	24,515	0.41
1,008,482	1,044,306	7,088	-0.82	290,786	-	301,121	24,099	$\overline{0.42}$
1,044,307 —	1,081,859	6,694	-0.83	$\frac{295,100}{301,122}$	-	311,703	23,684	$\overline{0.43}$
1,081,860	1,121,269		- 0.84	311,704	_	322,538	23,268	0.44
1,121,270		5,907	$\frac{0.84}{0.85}$	$\frac{311,701}{322,539}$	-	333,637	$\frac{23,265}{22,853}$	$\frac{0.45}{0.45}$
	1,162,681	5,513	0.86	333,638	-	345,010	$\frac{22,833}{22,437}$	$\frac{0.15}{0.46}$
1,162,682		5,119	0.87	345,01 <u>1</u>	=	356,668	$\frac{22,37}{22,022}$	$\frac{0.10}{0.47}$
1,206,253	1,252,157	4,725	0.88	356,669	_	368,621	$\frac{22,822}{21,606}$	$\frac{0.17}{0.48}$
1,252,158		4,332	0.89	368,622	=	380,882	$\frac{21,000}{21,191}$	$\frac{0.40}{0.49}$
1,300,591					=	393,464	$\frac{21,151}{20,775}$	$\frac{0.49}{0.50}$
1,351,769	1,405,933	3,938	0.90	380,883 393,465	=	406,378	$\frac{20,775}{20,360}$	$\frac{0.50}{0.51}$
1,405,934	1,463,357	3,544	0.91		=	419,640	19,944	$\frac{0.51}{0.52}$
1,463,358	1,524,346	3,150	-0.92	406,379	=		19,544	$\frac{0.52}{0.53}$
1,524,347	1,589,244	2,756	0.93	419,641	<u>-</u> - -	433,264		
1,589,245	1,658,442	2,363	0.94	433,265	=	447,265	19,113	$\frac{0.54}{0.55}$
1,658,443		1,969	-0.95	447,266		461,660	18,698	
1,732,387	- 1,811,583	- 1,575 	-0.96	461,661	<u>-</u>	476,466	18,282	$\frac{0.56}{0.57}$
1,811,584	- 1,896,617	- 1,181 -	0.97	<u>476,467</u>	<u>-</u>	<u>491,701</u>	17,867	$\frac{0.57}{0.58}$
1,896,618		788 -	0.98	491,702	<u>-</u>	507,386	$\frac{17,451}{17,036}$	$\frac{0.58}{0.50}$
1,988,163	2,086,999	394	0.99	507,387	=	<u>523,541</u>	17,036	0.59
2,087,000 &	- Over	0	-1.00))	<u>523,542</u>	=	540,187	16,620	0.60
4,771	& Under	41,550	0.00	<u>540,188</u>	Ξ	557,348	16,205	$\frac{0.61}{0.62}$
$\frac{4,771}{4,772}$	<u>- 9,613</u>	$\frac{11,330}{41,135}$	$\frac{0.00}{0.01}$	<u>557,349</u>	=	575,050	15,789	0.62
$\frac{4,772}{9,614}$	- <u>14,528</u>	40,719	$\frac{0.01}{0.02}$	<u>575,051</u>	=	<u>593,319</u>	15,374	0.63
	- 14,526 10,519	40,304	$\frac{0.02}{0.03}$	<u>593,320</u>	<u>-</u>	<u>612,183</u>	<u>14,958</u>	0.64
14,529 19,519	$\frac{19,518}{24,583}$		0.03	612,184	<u>-</u>	631,672	14,543	0.65
	$\frac{24,583}{20,727}$	<u>39,888</u>	$\frac{0.04}{0.05}$	631,673	<u>-</u>	651,818	14,127	<u>0.66</u>
<u>24,584</u>	$\frac{29,727}{24,051}$	39,473		651,819	Ξ.	672,657	13,712	<u>0.67</u>
29,728	$\frac{34,951}{40,257}$	39,057	$\frac{0.06}{0.07}$	672,658	=	694,226	13,296	0.68
34,952	$\frac{40,257}{45,648}$	38,642	$\frac{0.07}{0.09}$	694,227	-	716,564	12,881	0.69
40,258	<u>-</u> <u>45,648</u>	38,226	0.08	716,565	-	739,713	12,465	0.70
45,649	& Under - 9,613 - 14,528 - 19,518 - 24,583 - 29,727 - 34,951 - 40,257 - 45,648 - 51,125 - 56,690 - 62,347	37,811	$\frac{0.09}{0.10}$	739,714		763,721	12,050	0.71
51,126	<u>- 56,690</u>	37,395	$\frac{0.10}{0.11}$	763,722	-	788,636	11,634	0.72
<u>56,691</u>	= 62,347	<u>36,980</u>	<u>0.11</u>	788,637	-	814,511	11,219	$\overline{0.73}$
					-			

814,512 841,406 869,381 898,504 928,849 960,495 993,529 1,028,046 1,064,148 1,101,950 1,141,576 1,183,163 1,226,861 1,272,836 1,321,275 1,372,381 1,426,384		841,405 869,380 898,503 928,848 960,494 993,528 1,028,045 1,064,147 1,101,949 1,141,575 1,183,162 1,226,860 1,272,835 1,321,274 1,372,380 1,426,383 1,482,520	10,803 10,388 9,972 9,556 9,141 8,725 8,310 7,894 7,479 7,063 6,648 6,232 5,817 5,401 4,986 4,570	0.74 0.75 0.76 0.77 0.78 0.79 0.80 0.81 0.82 0.83 0.84 0.85 0.86 0.87 0.88 0.89
1,372,381		1,426,383	4,570	0.89
1,426,384		1,483,539	4,155	0.90
1,483,540		1,544,133	3,739	0.91
1,544,134		1,608,488	3,324	0.92
1,608,489	= = .	1,676,968	2,908	0.93
1,676,969		1,749,986	2,493	0.94
1,749,987		1,828,011	2,077	0.95
1,828,012		1,911,580	1,662	0.96
1,911,581 2,001,309 2,097,907 2,202,200 &	- - - - - - - - -	2,001,308 2,097,906 2,202,199	1,246 831 415 0	0.97 0.98 0.99 1.00

AMENDATORY SECTION (Amending WSR 92-24-063, filed 11/30/92, effective 1/1/93)

WAC 296-17-890 Table IV.

Maximum experience modifications for firms with no compensable accidents:

-	ected Range	Maximum Experience Modificatio		
((1,975 &	Under	0.90		
1,976	2,113	0.89		
2,114 	- 2,263			
2,264	- 2,425	0.87		
2,426	- 2,600	0.86		
2,601	- 2,791	0.85		
2,792	- 2,997	0.84		
2,998	- 3,223	0.83		
3,224	- 3,468	0.82		
3,469	- 3,735	0.81		
3,736	4,026	0.80		
4,027	4,344	0.79		
4,345	4,692	0.78		
4,693	5,073			
5,074	•			
5,492	5,949	0.75		
5,950	6,452	0.74		
6,453	7,006	0.73		
7,007	- 7,616 -	0.72		
7,617	8,288	0.71		
8,289	9,031	0.70		
	9,853			
9,854	10,764	0.68		

10,765	11,774	
11,775	12,896	0.66
12,897	14,145	0.65
14,146	12,896 14,145 15,538	0.64
15,539	17,093	0.63
17,094 —	18,833	0.62
18,834	20,783	0.61
20,784 &		0.60))
<u>2,0</u> 84 &	Under	0.90
2.085	<u>- 2,230</u>	$\frac{0.90}{0.89}$
2 231		$\frac{0.89}{0.88}$
2,231 2,389 2,559 2,745	$\frac{2500}{2558}$	$\frac{0.80}{0.87}$
$\frac{2,509}{2,559}$	$\frac{2536}{2744}$	0.87 0.86 0.85
$\frac{2,337}{2,745}$	$\frac{2,744}{2,945}$	0.85
2 946	$\frac{2,743}{3,163}$	0.83
3 164	= 3,103 = 3,400	0.04
3 401	3,400	0.83
3 660	- 3,039 - 3,941	$\frac{0.82}{0.81}$
3 942	- 3,741 - 4 248	0.81
4 249	- 4,246 - 4,584	0.30
2,946 3,164 3,401 3,660 3,942 4,249 4,585 4,952 5,354 5,795	2,388 2,558 2,744 2,945 3,163 3,400 3,659 3,941 4,248 4,584 4,951 5,353 5,794 6,277 6,808	0.84 0.83 0.82 0.81 0.80 0.79 0.78 0.77 0.76 0.75
4 952	- 4,951 - 5353	0.78
5 354	- 5,333 - 5,794	0.77
5,334 5,705	= 3,734 6,277	0.70
6 278	- 0,277	$\frac{0.73}{0.74}$
6,278 6,809 7,393 8,037 8,747	- 0,000	0.74 0.73 0.72 0.71 0.70
7 202	- <u>7,392</u>	0.73
9 027	- 0,030 9 746	$\frac{0.72}{0.71}$
0,037	- 0,740 0,530	0.71
$\frac{0,747}{0.521}$	= 7,372 = 8,036 = 8,746 = 9,530 = 10,397 = 11,358	0.70
10 308	- 10,397 11 259	0.69 0.68
11 250	= 11,336 12,424	0.08
12 425	- 12,424 12,609	0.67 0.66 0.65
12,423	- 13,006 14,026	0.66
14.027	- 14,920 16 206	0.03
9,531 10,398 11,359 12,425 13,609 14,927 16,397	2,388 2,558 2,744 2,945 3,163 3,400 3,659 3,941 4,248 4,584 4,951 5,353 5,794 6,277 6,808 7,392 8,036 8,746 9,530 10,397 11,358 12,424 13,608 14,926 16,396 18,037 19,873 21,930	$\begin{array}{r} 0.64 \\ 0.63 \\ \hline 0.62 \end{array}$
10,377	- 10,037 10,973	0.03
18,038 19,874	- 17,673 21,020	0.02
17,0/4	- 21,930	$\frac{0.61}{0.60}$
21,931 &	Over	0.60

AMENDATORY SECTION (Amending WSR 93-12-093, filed 5/31/93, effective 7/1/93)

WAC 296-17-855 Experience modification. The basis of the experience modification shall be a comparison of the actual losses charged to an employer during the experience period with the losses which would be expected for an average employer reporting the same exposures in each classification. The comparison shall contain actuarial refinements designed to mitigate the effects of losses which may be considered catastrophic or of doubtful statistical significance, due consideration being given to the volume of the employer's experience. Except for those employers who qualify for an adjusted experience modification as specified in WAC 296-17-860 or 296-17-865, the experience modification shall be calculated from the formula:

$$MODIFICATION = \frac{Ap + WAe + (1-W) Ee + B}{E + B}$$

The components Ap, WAe, and (1-W) Ee are values which shall be charged against an employer's experience

record. The component, E, shall be the expected value of these charges for an average employer reporting the same exposures in each classification. The meaning and function of each symbol in the formula is specified below.

"Ap" signifies "primary actual losses." For each claim the primary actual loss is defined as that portion of the claim which is considered completely rateable for all employers and which is to enter the experience modification calculation at its full value. For each claim in excess of ((\$8,348)) \$8,809 the primary actual loss shall be determined from the formula:

PRIMARY LOSS =
$$\frac{((20,870)) \ 22,022}{\text{Total loss} + ((12,522)) \ 13,213}$$

Primary actual losses for selected claim values are shown in Table I. For each claim less than ((\$8,348)) \$8,809 the full value of the claim shall be considered a primary loss.

"Ae" signifies "excess actual losses." For each claim the excess actual loss is defined as that portion of the claim which is not considered completely rateable for all employers. The excess actual loss for each claim shall be determined by subtracting the primary loss from the total loss.

"W" signifies "W value." For each employer, the W value determines the portion of the actual excess losses which shall be included in the calculation of his experience modification, due consideration being given to the volume of his experience. This amount is represented by the symbol "WAe" in the experience modification formula. W values are set forth in Table II.

"E" signifies "expected losses." An employer's expected losses shall be determined by multiplying his reported exposure in each classification during the experience period by the classification expected loss rate. Expected loss rates are set forth in Table III.

"Ee" signifies "expected excess losses." Expected losses in each classification shall be multiplied by the classification "D-Ratio" to obtain "expected primary losses." Expected excess losses shall then be calculated by subtracting expected primary losses from expected total losses. Each employer shall have a statistical charge included in the calculation of his experience modification, said charge to be actuarially equivalent to the amount forgiven an average employer because of the exclusion of a portion of his excess actual losses. This charge is represented by "(1-W) Ee" in the experience modification formula. D-Ratios are set forth in Table III.

"B" signifies "B value" or "ballast." In order to limit the effect of a single severe accident on the modification of a small employer, a stabilizing element (B value) shall be added to both actual and expected losses. B values are set forth in Table II.

AMENDATORY SECTION (Amending WSR 92-24-063, filed 11/30/92, effective 1/1/93)

WAC 296-17-885 Table III.

Expected Loss Rates and D-Ratios Expected Loss Rates in Dollars Per Worker Hour for Indicated Fiscal Year

	ior illus	cated Fis	cai i eai	
((Class	1989	1990	1991	-D-Ratio
0101	1 1202	1 1107	1.0024	0.401
0101		1.1107 1.0020		
0102 —	1.1441	1.1349		0.43 0 0.483
0103	1.1441	1.4938	1.1095	
0105	0.9640	0.9562	0.9351	0.311 0.485
0105	3.3000	3.2672	-3.1988	0.409
0107	1.0015	0.9855	- 0.9603	0.397
0107	1.0013	-0.9950 -	-0.9695	0.416
0100	3.3548	3.2949	3.2049	0.390
0201	2.0778	-2.0338	-1.9748-	0.360
0202	2.1651	2:1385	-2.0922	0.416
0206-	1.5605	1.5331	1.4898	0.412
0301	0.4811	0.4796	- 0.4703	0.536
0302	- 1.4983	1.4733 -	1.4338	0.398
0306	-0.8707	0.8598	0.8396	0.429
0307	0.6677	-0.6605	0.6452	0.467
0403	1.0380	-1.0307	1.0094	0.487
0502	0.9142	0.9024	0.8795	0.444
0504	1.1842	1.1661	1.1359	0.409
0506	3.1389	-3.0924	3.0149	0.408
0507	2.5565	2.5227	-2.4590 -	0.437
0508	2.6354	2.5834	2.5136	0.361
0509	1.6368 1.0375	1.6091	1.5697	0.375 0.445
0510	1.2375	1.2236 0.9922	-1.1948 - -0.9692 -	0.443
0511 0512	- 1.0002 - 1.4600	1.4379	1.4012	0.412
0513	0.6370	1.4379 0.6312	0.6174	0.460
0514	1.2375	1.2236	1.1948	0.445
0515	1.8402	1.8086	1.7607	0.389
0516	-1.2375	1.2236	1.1948	0.445
0517	1.6696		- 1.6126 -	0.426
0518	1.3746	1.3517	1.3162	0.394
0519-	1.3816	1.3664	1.3358	0.438
9601	0.5302	-0.5253 -	0.5137	0.465
0602-	0.3336	-0.3312	0.3237	0.522
0603 –	0.6749	-0.6654	 0.6500	0.401
0604	0.8892	0.8827	0.8653	0.475
0606	0.2166	0.2172	0.2139	0.592
0607	0.2322	-0.2321 -	-0.2285 -	0.542
0608	0.2196	0.2191	0.2150	0.546
0701	1.9031		- 1.7988 - 0.2932	0.333
0803	0.3004 0.7771	-0.2989 -0.7670	0.2932 0.7489 –	0.518 0.429
0804 0901	1.4702	1.4439		0.367
1002	0.8144	0.8072	0.7896	0.367
1002	0.5134		0.4978 -	
1003	0.5134	- 0.5089 -	0.4978	0.468
1005	3.3426	3.2925	3.2058	0.408
1007	0.2427	0.2416	0.2373	0.486
1101	0.4614	0.4594	0.4509	0.501
1102 —	1.0304	1.0164	0.9908	0.424
1103	0.3844	0.3834	0.3766	0.521
	0.4863	 0.4846	0.4756 -	0.523
1106	0.1799	0.1808	0.1787	0.580
	0.3748	0.3731	0.3669	0.492
1109	0.6224	0.6217	0.6117	0.523
1301	0.2557	0.2545	-0.2496 -	0.521
1303	-0.1751 -0.0205	0.1742	0.1705	0.527
	-0.0205 -	0.0205	0.0202	0.544
1305		0.2683	 V.2038 - Д 5920	0.515
		- 0.5937 - 0.4350		
1404	0.4377 0.4418	0.4207	0.4230	0.312
1501	0.710	0.1377	0.1317	0.425
1507	-0.3186 -0.2654	0.2651	-0.2606	0.552
1701-	1 3637	1.3344	1.2980	0.342
1702	1.3637	1.3344	1.2980	0.342
1703	0.3775	0.3738	 0.3649 -	0.479
1704	0.7685	0.7583	0.7405	0.405
1801	0.8542	-0.8413 -	0.8201	0.420

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1802	- 0.6560 	0.6538		0.537
2002	0.4900	0.4885		0.512
2004	0.5394	0.5395		— 0.336
2005	0.0304	0.0540	0.0220	0.474
2007	0.2033	0.2043	-0.3430 -	0.570
2008	0.2156	0.2138	0.2095	- 0.462
2101	0.5288	0.5257	0.5155	- 0.487
2102 –	0.3594	0.3593	0.3534	0.556
2104	0.2620	- 0.2626	0.2588	0.577
2105 -	0.4915	0.4870	0.4760	- 0.485
2106	- 0.3581 -	0.3565	-0.3500	0.498
2201 —	0.2133	0.2127	0.2088	- 0.511
2202	0.4249	0.4256 0.4256	0.4187 0.2433	0.584
2203	0.2487	0.24/8	-0.2433 	0.522
2002	0.5733	0.5636	0.5540	0.530
2004	0.5043	0.5050	0.5540 0.5072	0.533
2005	0.4182	0.4188	0.4110	0.582
2006	0.3619	0.3590	0.3514	0.486
2007	0.4116	0.4115	0.4037	0.580
2908	0.7912	0.7888	0.7742	0.535
2000	0.4008	0.4085	0.4806	0.530
3101	-0.5919	-0.5855	0.5713	- 0.471
3102	0.4885	0.4830	-0.4723 -	0.433
3103	0.4885	0.4830	0.4723 -	0.433
3104	0.4449	0.4418	0.4331 0.7466	- 0.483
3105	- 0.7701 -	0.7634		- 0.480
3303	0.1992	0.1984	0.1951 0.5302	0.499
2200	0.3403	0.3399	0.3302	0.537
2401	0.2371	0.2770	0.23315	0.510
2402	0.3517	0.3510	0.2446	0.542
3403-	0.1491	0.1482	0.1456	0.476
3404	0.3526	0.3525	0.3468	0.544
3405	0.2619	-0.2607	0.2558	0.519
3406	0.1659	0.1662	0.1639	0.568
3407	0.2864	0.2844	0.2784	0.503
3408	0.0752	0.0748	0.0734 0.0894	0.506
3409	0.0911	0.0909	0.0894 0.6902	0.520
2502	0.7141	0.7033	0.0902	0.404
3505	0.2000	0.2000	0.6464	0.543
3500	0.3740	0.3755	0.3690	0.626
3510	0.3833	0.3838	0.3776	0.576
3511	- 0.5491	0.5480	0.5380	0.537
3512 —	0.3149	0.3151	0.3103	 0.558
3602	0.0862	0.0866	0.0855	- 0.574
			-0.3125	
			1.0511	
			0.3697	
3701 —			0.2168 0.4331	
3707			0.4551	
			0.2446	
			- 0.1813	
3802	0.1581	- 0.1581 -	0.1552	0.569
3808	 0.2375	0.2363	-0.2321 -0.1312	0.489
3901	0.1325	0.1331	0.1312	-0.611
3902 —	0.4050	0.4053	0.3986 0.9378	0.572
3903 —	0.9541	0.9518	0.9378	- 0.489
3905	0.1317	0.1327	-0.1314 -0.4019	- 0.609
3906	0.4103	0.4091	0.4019	-0.517
3909	- 0.2363 0.5500	0.2364	-0.2330 -0.5376	0.552
4 4002	0.33U8 0.1900	0.3492	- 0.5376 - 0.1780	0.554
4102	0.1009	0.7070	0.1780 0.1997	0.502
4107	0.1066	0.1066	0.1053	0.523
4108	- 0.1809	0.1810	- 0.1053 - 0.1780	0.564
4109	0.1809	-0.1810	0.1780	0.564
4201	0.2009	0.1998	0.1957	0.513
4301	0.6558	0.6539	0.6419	-0.534
4302	-0.5678 -	0.5641	-0.5511	-0.520
4304	0.5004	0.5000	0.4918 0.8791	- 0.540
4305	0.9091	0.9005		U.485
4401		U.47UZ	V.40U0 —	 v.31/

4402	- 0.5760 -	- 0.5746	0.5646 0.4552	0.534
4404	0.4669	0.4650	0.4552	0.551
4502	— 0.11 09 —	0.1102 0.0270 -	0.1142 0.0372	0.475
4504	0.0302	- 0.0317	0.0372	0.472
4601	0.5728	- 0.5513	0.0720 0.5425	0.575
4802	0.2645	- 0.2635 -	0.2585 0.2378	- 0.518
4803	0.2406	- 0.2413	0.2378	0.567
4804	0.4105	- 0.4106	0.4039 0.2576	 0.555
4805 —	0.2612	0.2616	0.2576	- 0.556
4806		 0.0756	0.2370 0.0744 0.3881	0.527
4808 -	0.3966	- 0.3952	0.3881	0.494
4810	0.2203 -	- 0.2210 - 0.1460	-0.2184 -0.1437	- 0.555
4811	0.1400 -	-0.1400	0.1437	0.535
4812	- 0.3994 -	0.3976	-0.2127 -0.3893	- 0.521
4813	0.2191	0.2180	0.2138 0.0408	0.514
4901-	0.0416	-0.0415	0.0408	0.557
4902	0.0359	-0.0359	0.0408 0.0408	0.581
4903	0.0416	-0.0415	0.0408	0.557
4904	0.0150	0.0150	-0.0148 -0.2476	0.584
4006	0.0505	0.2306	0.2475	0.577
4907	0.0588	-0.0500	0.0497 	0.517
4908	0.0982	0.0992	- 0.0991	- 0.566
4909	0.0982	0.0992	-0.0991 -0.0991	0.566
4910 —	0.3028	-0.3027	0.2980 3.7648	0.526
5001	3.9447	- 3.8695 -	3.7648	0.356
5002 —	0.4361 1.2677	0.4346	0.4257 1.1993	0.546
5004	1.23//	2 1240	1.1993 2.0594	0.380
5101	0.6030	0.6035	3.0584 0.5928	0.580
5103	- 0.6753 -	0.6737	-0.6617 -0.4406	0.538
5106	0.4483	0.4471	0.4406	0.484
5108	0.6170	0.6133	0.5998 0.4257	0.518
5109	0.4381	-0.4347	0.4257	0.495
5201	0.3009	0.2992	0.2936 0.7707	
5206	0.7331	0.7002	0.7707	0.470
5207	0.1142	0.1150	-0.3227 -0.1139	0.614
5208	0.7673	0.7627	0.7472 0.5627	0.503
5209	0.5736 -	0.5724	0.5627	0.522
5301	0.0190	0.0191	0.0188 0.0329	0.576
5305	_0.0335 _0.0336	0.0334	0.0329	0.510
5307-	0.3119	0.3110	0.0329 0.3051	0.534
6103	0.0447	0.0450	-0.0446 0.2136	0.598
6104	0.2176	0.2171-	0.2136	0.515
6105	-0.1593-	-0.1594	-0.1569 -0.1048	-0.555
			-0.3982 -0.0362	
			0.0302	
			0.1430	
6202	0.4486	-0.4457	0.4373	0.477
			0.0681	
			0.1434	
			0.1434 0.1434	
			0.8444	
			0.2249	
6209	-0.1750 -	- 0.1760 -	0.1742	0.595
6301	0.0930	0.0922	0.0903	-0.452
6302	-0.1326 -	-0.1318 -	0.1296	0.459
6303	0.0537	0.0536	0.0528 0.1268	0.508
6205	0.12/1	_0.1280	0.1268 - 0.0520	0.520
6306	0.1953	0.1957	0.1929	0.573
6308	0.0363	0.0362	0.0355	0.535
6309	0.1068	0.1072	0.1058	0.583
6402	0.2101	-0.2102	0.2065	-0.577
6403	0.1660	0.1568	0.1648 0.1275	0.573
			0.1273 0.4546	
			0.0668	
6407	0.1570	0.1573	0.1553	0.560

		0.2774		
6409	0.3674	0.3661 0.1328	0.3595	0.534
5410 5501	0.1330	-0.1328 -0.0678	0.1309	0.515
502	0.0074	0.0070	0.0007	0.552
5503	0.0603	0.0595	0.0582	0.394
5504	0.3479	0.3501	-0.3465 -	0.577
6505	0.0925 -	0.0928	0.0916	0.558
6506 —	- 0.0598 -	0.0599	-0.0591	0.543
6508 -	0.3045	0.3040 0.1719	0.2992	0.508
6601	0.1710	0.1719	0.1070	0.010
6602	0.3504	-0.1674 -0.3504	0.1031	0.546
6603	0.2341 -	0.2344 0.0523	0.2310	0.566
6604 –	- 0.0525 -	0.0523	-0.0513 -	0.506
	-0.3090 -	0.3106	0.3059	0.630
6607 -		0.1150 0.2134		
6704	0.2137	0.2134	0.2003	0.473
6705	0.7217	0.7354	0.7252	0.609
		0.3377		
6707	1.5350	1.5441	1.5241	0.616
		3.8215		
		0.1582 0.2328		
		0.2328 0.2634		
6803	1.1939	1.1518	1.1114	0.254
6804	0.1704	0.1703	0.1675	0.567
6809	2.9053	2.9464	2.9457	0.632
6901	0.0231	0.0239	0.0243	0.604
6902	0.5093	0.5016 4.4467	0.4888	0.413
0703	4.3334 0.1872	- 4.4467 - 0.1868	4.33// 0.1822	0.296 0.555
6905	0.2150	0.2148	0.2115	0.544
6906	0.0999	0.1032	0.1054	0.651
	1.0154	1.0043	0.9821	0.432
6908 —	0.2999	-0.3002	0.2952	0.583
	0.0564	0.0565 0.0250	0.0558	0.588
7101 7102	2.0428	3.0778	2.0600	0.470
7103	0.2087	0.2071	0.2028	0.484
7104	0.0211	0.0211	0.0208	0.481
7105 —	0.0321	0.0319	- 0.0314 -	0.492
7106	0.1805	0.1794-	0.1761	0.484
7107 —	0.1959	0.1946 0.2027	0.1908	0.477
7108	0.2028	0.2027	0.1774	· 0.538
710) 7110	0.2831	0.2345 0.2815	0.2759	0.323
7111-	0.4424	0.4406	0.4313	0.529
7112	- 0.5298 -	0.5247	0.5128	0.466
7113	-0.6245	0.6178 0.5466	0.6033	0.461
7114	0.5453	0.5466	0.5394	0.560
/113 - 711 6	0.5092 0.5441	0.5045 0.5391	0.4934 0.5274	
7117	— 1.3865	1.3878	1.3695	
7118	2.3889	2.3743	2.3287	0.493
	1.7375 - 5.1963	1.7242	1.6867	0.484
		5.1541		0.448
7121	5.1571	5.1151	5.0148	0.448
		0.5885		0.548
7202 7203	0.0343			
7204	0.0000	0.0000	0.0000	0.536 0.604
	-0.0000 -0.5279		U.3142	0.4/4
7302	0.5736	0.5742	0.5659	0.532
/30/	- 0.7430	U./411	0.7280	U.3<i>51</i>
7308	0.1846	0.1850	0.1829	0.543
/309	0.1568	0.1582	- 0.1567-	 0.613))
Class	1990	1991	1992	D-Ratio
		1.1148	1.0609	0.400
0101	1 1262		1.0007	U. 4 UU
0101 0102	1.1262 1.0577		0.9992	0.440
0101 0102 0103	$\frac{1.1262}{1.0577}$ $\overline{1.2838}$	1.0484 1.2771	0.9992 1.2205	0.440 0.477
0102 0103 0104	1.0577 1.2838 1.6247	1.0484 1.2771 1.6044	1.2205 1.5228	<u>0.477</u> <u>0.321</u>
0102 0103	1.0577 1.2838	1.0484 1.2771	1.2205	0.477

0107	1.0379	1.0278	0.9789	0.435
0108	$\overline{0.9759}$	0.9649	0.9181	0.435
0109	3.6732	3.6280	$\frac{3.4472}{3.4472}$	0.403
	3.0732			
0201	1.9883	<u>1.9638</u>	1.8653	0.377
0202	2.3971	2.3810	2.2724	0.444
0206	2.0032	1.9722	1.8700	0.379
0301	0.5084	0.5078	0.4872	0.541
0302	1.6674	1.6468	1.5645	0.379
0306	0.8743	0.8671	0.8267	0.435
	0.6743			
0307	0.6730	0.6697	0.6404	0.475
0403	1.1559	1.1515	1.1018	0.490
0502	0.9532	0.9438	0.8988	0.443
	1.1960	1.1837	1.1267	0.416
0504	1.1960			
0506	3.4745	3.4369	3.2698	0.415
0507	2.5634	2.5415	$\overline{2.4227}$	0.442
0508	2.6035	$\frac{2.5 \cdot 13}{2.5685}$	2.4383	0.370
			2.4363	0.370
0509	1.6530	1.6370	1.5579	0.381
0510	1.2340	1.2259	1.1705	0.460
0511	1.0032	0.9977	0.9544	0.530
0511				
0512	1.5130	1.4986	1.4273	0.421
0513	0.6417	0.6375	0.6085	0.442
0514	1.2340	1.2259	1.1705	0.466
0515	2.0408	2.0150	1.9145	0.398
		2.0130		
0516	1.2340	1.2259 1.5961	1.1705	0.466
0517	1.6043	1.5961	1.5248	0.451
0518	1.4748	1.4577	1 3850	0.397
	1.4746	1.4377	1.3859 1.2978	
0519	1.3622	1.3575	1.2978	0.430
0601	0.5440	0.5415	0.5180	0.489
0602	0.3481	0.3465	0.5180 0.3316	0.533
	0.3401		$\frac{0.5310}{0.6374}$	
0603	0.6744	0.6690		0.403
0604	0.9385	0.9363	0.8966	0.478
0606	0.2255	0.2270	0.2191 0.2319	0.609
0607	0.2397	0.2408	0.2310	0.570
	0.2391		0.2319	0.570
0608	0.2346	0.2350	0.2258	0.542
0701	1.9674	1.9328	1.8287	0.335
0803	0.3037	0.3033	0.2908	0.519
			0.7315	0.312
0804	0.7731	0.7671		0.432
0901	1.4314	1.4185	1.3511	0.404
1002	0.8036	$\overline{0.8001}$	0.7655	$\overline{0.499}$
1003	0.5150	0.5122	0.4895	0.472
	0.5150	0.5122	0.4095	
1004	0.5150	0.5122	0.4895	0.472
1005	3.6532	3.6084	3.4302	0.426
1007	$\overline{0.2386}$	0.2390	0.2294	0.498
1101		0.4769	0.4574	$\frac{0.190}{0.522}$
	0.4774	0.4709	0.4374	0.322
1102	1.0321	1.0228	0.9747	0.436
1103	0.3976	0.3984	$\overline{0.3829}$	0.535
1104	0.4854	0.4865	0.4679	0.564
1106	0.2059	0.2081	0.2014	0.601
1108	0.3711	0.3723	0.3580	0.508
1109	0.6315	0.6329	0.6079	0.509
1301	$\frac{0.0318}{0.2738}$	$\frac{0.0325}{0.2737}$	0.2627	0.505
1301			0.2027	0.545
1303	0.1689	<u>0.1685</u>	0.1614	0.529
1304	0.0202	0.0204	0.0196	0.550
1305	0.2838	0.2850	0.2745	0.584
1401	0.5712	0.5712	0.5480	0.517
		0.3712		0.517
1404	0.4512	0.4501	0.4312	0.517
1405	0.4648	0.4650	0.4464	0.507
1501	0.3286	0.3277	0.3139	0.525
				0.525
1507	0.2668	0.2671	0.2567	0.559 0.353
<u>1701</u>	1.4270	1.4092	1.3381	<u>0.35</u> 3
1702	1.4270	1.4092	1.3381	0.353
1703	0.3613	0.3593	0.3436	0.508
		0.3333		
1704	0.7375	0.7327	0.6988	0.407
1801	0.8229	0.8154	$\overline{0.7770}$	0.440
1802	0.7619	0.7580	0.7249	0.510 0.539
2002	0.7019	0.7300	0.5026	0.510
	0.5210	0.5226	0.3020	0.339
<u>2003</u>	0.3655	0.3666	0.3527	0.560 0.522
2004	0.6062	0.6060	0.5814	0.522
2007	0.3785	0.3803	0.3658	0.505
2007	0.3763	0.3003	0.3658 0.2159	0.505
2008	0.2258	0.2254	0.2139	0.488
2009	0.2461	0.2254 0.2467 0.5643	0.2371 0.5406	0.524
2101	0.5650	0.5643	0.5406	0.479
2102		0.3666	0.3527	0.560
2102 2104	0.3655	0.3666	0.3321	0.560 0.599
<u>2104</u>	0.2586	0.2602	0.2510	<u>0.599</u>
2105	0.4549	0.4532	0.4338	0.517
2106	0.3365	0.3369	0.3235	0.516
=	5505	-:		2.2.0

Proposed [164]

2221	0.0070	0.0070	0.1006	0.400		4000	0.4100	0 4 4 4 4 0	0.2046	0.500
2201	0.2078	0.2079	0.1995	0.499		4808	0.4109	0.4112	0.3946	0.502
2202	0.4871	0.4890	0.4711	0.601		4809	0.2360	0.2376	0.2295	0.636
2202	0.1071	0.1030	0.1711						0.2273	0.030
2203	0.2607	0.2614	0.2515	0.548		4810	0.1413	0.1422	0.1372	0.595
2401 2903	0.3735	0.3746	0.3603	0.543		4811	0.2256	0.2268	0.2186	0.562
2401	0.5755	0.5740	0.5005	0.545			0.2230	0.2200	0.2100	0.502
2903	0.5380	0.5398	0.5197	0.580		4812	0.3582	0.3577	0.3430	0.536
2904 2905	0.5652	0.5653	0.5425	0.516		4813	0.2299	0.2301	0.2209	0.517
2704	0.5052	0.5055	0.3423	0.510			0.2277	0.2301	0.2209	0.517
2905	0.4371	$\begin{array}{r} 0.4388 \\ \hline 0.3298 \\ \hline 0.4374 \end{array}$	0.4227 0.3159	0.593		4901	0.0379	0.0380	0.0366	$\overline{0.577}$
2006	0.3308	0.2209	0.2150	0.501		4902	0.0416	0.0416	0.0400	0.504
2906 2907	0.3308	0.3298	0.3139	0.301			0.0410	0.0416	0.0400	0.584 0.577
2907	0.4372	0.4374	0.4203	0.569		4903	0.0379 0.0177	0.0380	0.0366	0.577
2007	0.1372	0.1571	0.1205	0.507			0.0377	0.0300	0.0300	0.577
2908	0.8667	0.8664	0.8315	0.536		4904	0.0177	0.0178	0.0172	0.584
2000	0.8667 0.4907	0.4918	0.4730	0.566		4905	0.2464	0.2487	0.2404	0.614
2707	0.4707	0.4710	0.4730	0.500			0.2404	0.2407	0.2404	0.014
3101	0.6126	0.6085	0.8315 0.4730 0.5811	0.480		4906	0.2464 0.0573	0.0575	0.0554	0.589
2102	0.2788	0.2705	0.2690 0.5191	0.579 0.452		4907	0.0569	0.0569	0.0547	0.537
3102	0.2766	0.2793	0.2090	0.575			0.0309	0.0309	0.0347	<u>0.557</u>
3103	0.5458	0.5432	0.5191	0.452		4908	0.0968	0.0989	0.0963	$\frac{0.592}{0.592}$
2104	0.4040	0.4000	0.4056	0.515		4000	0.0060	0.0707	0.0703	0.502
3104	0.4240	0.4232	<u>0.4036</u>	0.515		4909	0.0968	0.0989	0.0963	0.592
3105	0.8265	0.4374 0.8664 0.4918 0.6085 0.2795 0.5432 0.4232 0.8234 0.2036	0.4056 0.7876	0.476		4910	0.3529	0.3541	0.0547 0.0963 0.0963 0.3406	0.523
3103	0.0203	0.0231	0.7070	0.110			0.3327	0.3341	0.3400	0.525
3303	0.2031	0.20.0	0.1957	0.515		5001	4.0636	4.0115	3.8083	0.359 0.563
3304	0.5431	0.5447	0.5240	0.564		5002	$\overline{0.4404}$	0.4400	1000000000000000000000000000000000000	0.563
2908 2909 3101 3102 3103 3104 3105 3303 3304 3304 3309	0.5451	0.5447 0.3424	0.1957 0.5240 0.3298 0.3265	0.504			0.4404 1.3491	0.4400 1.3305	3.8083 0.4223 1.2625	0.505
3309	0.3402	0.3424	0.3298	0.517		5003	1.3491	1.3305	1.2625	0.368
3401	0.3404	0.3403	0.3265	0.504		5004	2.5675	2.5528	2.4379	0.447
3401 3402	0.5404	0.5405	0.3203	0.504			2.3073	2.3320	2.4317	0.447 0.604
3402	0.3680	0.3682	0.3536 0.1622	0.538		5101	$\overline{0.6224}$	0.6238	0.6003	0.604
3403 3404	0.1692	0.1692 0.3815	0.1622	0.471		5103	0.6738	0.6749	0.6486 0.4665 0.5741	0.555
3403	0.1092	0.1092	0.1022	0.471			0.0738	0.0749	0.0480	<u>0.555</u>
3404	0.3801	0.3815	0.3671	0.546		5106	0.4825	0.4847	0.4665	0.514
2405	0.2692	0.2684	0.2570	0.527		5108	0.6012	0.5004	0.6741	0.530
<u>3403</u>	0.2683	0.2084	0.23/8	0.537			0.6013	0.4847 0.5994	0.5741	0.530
3406	0.1845	0.1858	0.3671 0.2578 0.1792 0.2660	0.562		5109	0.4898	$\frac{0.4881}{0.2943}$	0.4673 0.2821	0.511
2407	0.2776	0.2222	0.2660	0.544		5001	0.3046	0.2042	0.0001	0.00
<u> 340/</u>	0.2776	<u>U.2113</u>	<u>U.266U</u>	<u>U.344</u>		5201	0.2946	0.2943	U.2821	0.507
3405 3406 3407 3408	0.0747	$\frac{0.1858}{0.2773}$ $\frac{0.0747}{0.0747}$	0.0717	0.544 0.532		5204	0.8036	0.8006	0.7664	0.504
2700	0.0747	0.0747	0.0717	0.552		3207	0.0050	0.0000	0.7004	0.304
3409 3410 3501 3503 3506	0.0851	0.0855 0.1749	0.0823	0.543		5206	0.3570	0.3560	0.3407	0.470
3410	0.1732	0 1740	0.1600	0.588		5207	0.1200	0.1212	0.1173	0.630
3410	0.1732	0.1745	0.1050	0.566		3207	0.1200	0.1212	0.11/3	0.030
3501	0.7946	0.7906	0.7551	0.427		5208	0.7664	0.7654	0.7338	0.515
2502	0.2429	0.2456	0.2374	0.570		5209	0.7664 0.5755	0.5769	0.5547	0.540
3303	0.2423	0.2456 0.6813	0.1690 0.7551 0.2374 0.6506	0.570		3207	0.5755	0.3709	0.1173 0.7338 0.5547 0.0205	0.549 0.575
3506	0.6861	0.6813	0.6506	0.481		5301	0.0212	0.0213	0.0205	0.575
2500	0.2775	0.2700	0.2654	0.630			0.0262	0.0266	0.0250	0.550
3509	0.3775	0.3790	0.3654	0.639		<u>5305</u>	0.0363	0.0365	0.0352	0.558
3510	0.3987	0.4002	0.3853	0.569		5306	0.0342	0.0343	0.0331	0.541
2510	0.5767	0.1002	0.5005	0.507		5300	0.0512	0.0010	0.0007	0.541
3510 3511	0.5853	0.5856	0.3034 0.3853 0.5621 0.3229 0.0922 0.3061 1.1337 0.3755 0.3233	0.522		<u>5307</u>	0.3051	0.3049	0.0331 0.2926	0.546
3512 3602	0.3323	0.3347	0.3229	0.572		6103	0.0504	0.0511	0.0495 0.2056	0.616
3312	0.3323	0.0047	0.0000	0.572			0.0301	0.0311	0.0473	0.010
3602	0.0947	0.0955	0.0922	$\overline{0.579}$		6104	0.2130	0.2137	0.2056	0.550
3603	0.3157	0.3176	0.3061	0.557		6105	0.1605	0.1612	0.1552	0.566
3003	0.5157	0.5170	0.3001	0.557		6105	0.1003	0.1012	0.1332	0.500
3604	1.1872	1.1835	1.1337	0.535		6107	0.1231	0.1241	0.1198	0.567
3605 3701	0.3914	0.3912	0.3755	0.541		6108	0.4409	0.4431	0.4270	0.580
3003	0.3314	0.3712	0.5755	0.541			0.7702	0.7751	0.4270	0.360
3701	0.2310	0.2313	U.ZZZZ	$\overline{0.537}$		6109	0.0418	0.0420	0.0405	0.569
3702 3707	0.4716	0.4715 0.3945	0.4527 0.3790	0.554		6110	0.3963	0.3968	$\frac{0.3812}{0.1599}$	0.549
3702	0.4716	0.4713	0.4327	0.534			0.3903	0.3908	0.3612	0.349
3707	0.3937	0.3945	0.3790	0.520		6201	0.1656	0.1662	0.1599	0.552
2700	0.070	0.0705	0.2750	0.570			0.4611	0.4606	0.1233	0.002
3708 3801	0.2788	0.2795	0.2690	0.579		6202	0.4611	0.4606	0.4413	0.478
3801	0.2062	0.2063	0.1981	0.542		6203	0.0715	0.0721	0.0697	0.617
3001	0.2002	0.2003	0.1701	0.512					0.0057	0.600
3802	0.1737	0.1742	0.1981 0.1677	0.579		6204	0.1523	0.1537	0.1485	0.589
3808	0.2492	0.2492	0.2390	$\overline{0.479}$		6205	0.1523	0.1537	0.1485	$\overline{0.589}$
3000	0.2772	0.2772	0.2370						0.1405	0.507
3901 3902	0.1521	0.1533	0.1480	0.618		<u>6206</u>	0.1523	0.1537	0.1485	0.589
3002	0.4047	0.4064	0.3913	0.566		6207	0.9191	0.9293	0.8991	0.592
<u> 3903</u>	0.9925	0.9974	0.9598	<u>0.507</u>		6208	0.2368	0.2391	0.2312	0.610
3905	0.1431	0.1448	0.1402	0.616		6209	0.1963	0.1980	0.1914	0.614
3703	0.1431	0.1440	0.1402	0.010		6207	0.1703	0.1700	0.1714	0.014
<u>3906</u>	0.4396	0.4403	0.4230	0.529		6301	0.0922	0.0921	0.0883	0.480
3909	0.2169	0.2182	0.2103	0.558		6302	0.1371	0.1375	0.1320	0.473
3707	0.2107	0.2102	0.2103	0.550			0.1371	0.1373	0.1320	0.475
4002	0.5857	0.5842	0.5599	0.545		6303	0.0559	0.0561	0.0540	0.517
4101	0.1870	0.1875	0.1804	0.554		6304	0.1383	0.1400	0.1357	0.617
4102	0.1070	0.1073	0.2042	0.554		6305	0.0570	0.0536	0.0555	0.550
4103	0.2095	0.2112	0.2042	0.640		6305	0.0572	0.0576	0.0556	0.559 0.587
4107	0.1132	0.1137	0.1095	0.544		6306	0.2110	0.2120	0.2044	0.587
4100	0.1132	0.1137	0.1004	0.54		7300	0.0403		0.0200	0.567
4108	0.1870	0.1875	0.1804	0.554		6308	0.0403	0.0403	0.0388	0.566
4109	0.1870	0.1875	0.1804	0.554		6309	0.1203	0.1211	0.1168	0.572
1000	0.1070	0.1073	0.1007	0.554			0.1203	0.1211	0.1100	0.572
4201	0.2141	0.2136	0.2048	0.544		6402	0.2300	0.2307	0.2220	0.580
4301	0.6893	0.6900	0.6627	0.530		6403	0.1720	0.1735	0.2220 0.1677 0.1278 0.4375	0.596
4301	0.0093	0.0500	0.0027	0.550		0403	0.1720	0.1733	0.10//	0.530
4302	0.5826	0.5795	0.5543	0.538		6404	0.1307	0.1321	0.1278	0.609
4204	0.5214	0.5231	0.5032	0.554		6405	0.4542	0.4552	0.4275	0.541
4304	0.5216	0.3231	0.3032	0.334		0403	0.4342	0.4332	0.43/3	0.541
4305	0.8972	0.8912	0.8514	0.506		6406	0.0671	0.0677	0.0654	0.596
4401	0.4620	0.4631	0.4442	0.510		6407	0.1705	0.1715	0.0654 0.1653	0.574
4401	0.4630	0.4631	0.4443	0.512		6407	0.1705	0.1715	0.1033	0.596 0.574
4402	0.5483	0.5498	0.5288	0.551		6408	0.2955	0.2965	0.2853	0.552
1404	0.5.00	0.3170	0.2026	0.533		2.00	0.2063	0.2060	0.2700	0.555
4404	0.4140	0.4139	0.3976	0.573		6409	0.3963	0.3960	0.3799 0.1311	0.525
4501	0.1173	0.1175	0.1129	0.507		6410	0.1355	0.1362	0.1311	0.542
7301	0.1173	0.11/3	0.1127	0.501		3710	0.1333	0.1302	0.1311	0.542
4502	0.0368	0.0369	0.0355	0.516		6501	0.0758	0.0761	0.0734	0.629
4504	0.0720	0.0730	0.0707	0.612		6502	0.0212	0.0213	0.0206	0.561
1001	0.0720	0.0730	0.0707	0.512		6502	0.0212	0.0213	0.0560	0.501
4601	0.5596	0.5613	0.5396	0.519		6503	0.0599	0.0595	0.0568	0.428
4802	0.2475	0.2479	0.2381	0.539		6504	0.3504	0.3539	0.3421	0.582
4002	0.2413	0.24/9	0.2301	0.339			0.5504	0.3339	0.5421	0.362
4803	0.2191	0.2209	0.2133	0.581		6505	0.0893	0.0900	0.0869	0.554
4804	0.4305	0.4323	0.4163	0.564	•	6506	0.0601	0.0606	0.0585	0.547
4004	0.4303			0.504			0.0001		0.000	0.541
4805	0.2700	0.2714	0.2614	0.561		6508	0.3038	0.3047	0.2931	0.541
4806	0.0708	0.0710	0.0683	0.516		6509	0.1794	0.1810	0.1750	0.620
+000	0.0700	0.0710	0.0003	3.310		0507	U.1.77	0.1010	0.1750	0.020
					(1/6)					

[165] Proposed

6601	0.1740	0.1761	0.1699	0.585
6601	0.1749	0.1761		0.565
<u>6602</u>	0.3765	0.3779	0.3636	0.546
6603	0.2407	0.2418 0.0526	0.2329	0.578
6604	0.0525	0.0526	0.0505	0.505
6605	0.3519 0.1200	0.3557	0.3445	0.672
6607	0.1200	0.1212	0.1173	0.630
6608	0.2411	0.7272	0.2287	$\frac{0.0200}{0.484}$
	0.2411	$\frac{0.2395}{0.1237}$	0.2287 0.1191	0.557
6704	0.1231	0.1237	0.1191	0.557
6705	0.7563	0.7625	0.7369	0.637 0.551
6706	<u>0.3414</u>	0.3437	<u>0.3314</u>	<u>0.551</u>
6707	0.7563 0.3414 1.5401 3.9835	0.7625 0.3437 1.5532 4.0269	0.7369 0.3314 1.5012	0.626
6708	3.9835	4.0269	3.8881	0.487
6709	0.1634	0.1655	0.1604	0.638
6801	0.2198	0.2198	0.111	0.552
6802	$\frac{0.2198}{0.2844}$	$\frac{0.2178}{0.2872}$	$\begin{array}{c} 0.2111 \\ 0.2778 \\ 0.9652 \end{array}$	0.625
	0.2844		0.2778	$\frac{0.023}{0.270}$
6803	1.0505	1.0250	0.9652	0.270
6804	0.1680	0.1688	0.1627	0.605
6809	3.4683	3.5494	3.4648	0.654
6901	0.0222	0.0233	0.0231	0.637
6902	0.5913	$\overline{0.5849}$	0.5563	0.403
6903	3.9587	3.9248	3.7355	0.318
6904	0.1960	0.1962	0.1886	0.513
6905	$\frac{0.1900}{0.2171}$	$\frac{0.1302}{0.2179}$	0.2097	0.583 0.546
6906	0.1014	0.1065	0.1056	0.657
6907	0.9539	0.9511	0.9103	0.480
6908	0.3258	0.3267	0.3144	0.585
6909	0.0667	0.0672	0.0649	0.605
7101	0.0268	0.0269	0.0258	$\overline{0.499}$
7102	3.1897	3.2564	3.1690	0.499 0.587
7103 7104	0.2380	0.2374	0.2273	0.477
7104	0.2380 0.0211	0.0213	0.0205	$\frac{0.477}{0.524}$
$\frac{7104}{7105}$	$\frac{0.0211}{0.0281}$	$\frac{0.0213}{0.0281}$	$\frac{0.0203}{0.0271}$	0.533
7103	0.1604	0.1603	0.1538	0.333
7106	0.1604	0.1003	0.1336	0.498
7107 7108	0.2093 0.2014	0.2090	0.2004	0.517 0.570
<u>7108</u>	0.2014	0.2024	0.1951	0.570
7109	0.2445 0.2993	0.2457	0.2367	0.550
7110	0.2993	0.2982	0.2854	0.485
$\frac{7111}{7112}$	0.4471 0.5573	0.4463 0.5556	0.4279 0.5318	0.541
7112	0.5573	0.5556	0.5318	0.479
7113	0.6225 0.5824	0.6184	0.5906	0.474 0.599
$\frac{7113}{7114}$	0.5824	0.5876	0.5679	0.599
$\frac{7114}{7115}$	0.3024	0.3076	0.3075	0.494
$\frac{7113}{7116}$	0.4990 0.5339	0.4976 0.5317	0.4765 0.5084	$\frac{0.454}{0.466}$
7110	0.3339	0.3317	1.3760	0.400
7117	1.4168 2.4934	1.4277 2.4901	1.3760	$\frac{0.513}{0.502}$
7118	<u>2.4934</u>	2.4901	2.3875	0.502
7119	1.6095	1.6051	1.5373 4.6931	0.501 0.441
7120	4.8986	4.8973	<u>4.6931</u>	0.441
7121	5.0920	5.0813	4.8642	$\frac{0.452}{0.532}$
7201	$\overline{0.6419}$	0.6392	0.6120	0.532
7202	0.0390	0.0391	0.0376	0.540
$\frac{7202}{7203}$	0.1138	$\frac{0.0351}{0.1154}$	0.1117	0.556
7203	$\frac{0.1138}{0.0000}$	$\frac{0.1134}{0.0000}$	0.0000	0.637
7204		0.5301	0.5079	$\frac{0.037}{0.491}$
7301	0.5309		0.5079	0.491
7302	0.5659	0.5684	0.5469	$\frac{0.535}{0.559}$
7307	0.6819	0.6836	0.6575	0.559
7308	<u>0.1869</u>	0.1888	0.1824	0.558
7309	0.1634	0.1655	0.1604	0.638

AMENDATORY SECTION (Amending WSR 93-12-093, filed 5/31/93, effective 7/1/93)

WAC 296-17-895 Industrial insurance accident fund base rates and medical aid base rates by class of industry. Industrial insurance accident fund and medical aid fund base rates by class of industry shall be as set forth below.

((Base Rat	es I	Effectiv	/ E
- January	1.	1993	

	January 1, 1995			
Class	Accident Fund	Medical Aid Fund		
0101	1.3562	0 8068		
	1.1831			
	- 1.2746 -			
	1.9171			
	- 1.0710			
	- 3.4704			
	- 1.2079			
	- 1.2131 -			
0100	4.1863	2.2000		
0201	2.6905	1.2297		
0202	2.3937	1.8065		
	1.9933			
	0.5046			
0302	1 8512	1.0096		
0306	1.0027	0.6812		
0307	0.7735	0.5221		
0403	1.1169	0.9198		
	1.0907			
	1.4330			
0506	3.7193 -	2.3116		
	3.0587			
0508	3.2851	1.7153		
0509	1.9305	1.2039		
	1.4215			
	1.1511			
	1.7616			
0513	0.7006	0.5424		
0514	1.4215	0.9776		
0515	2.2631	1.2488		
0516	1.4215	0.9776		
0517	1.8693	1.3690		
0518	1.6814	0.9454		
0519	1.5426	1.1417		
0601	0.5910	0.4429		
0602	0.3802	0.2722		
0603	0.7728	0.5291		
0604	0.9382	0.8080		
	0.2050			
	0.2200			
0608	0.2268	0.2090		
	2.5730			
0803	- 0.3153	0.2777		
0804	0.8980	0.6033		
0901	1.7522	1.0563		
1002	0.9038	0.6860		
1003	0.5654	0.4370		
1004	- 0.5654	0.4370		
1005	4.0436	2.3656		
	0.2421			
1101	0.4723	0.4404		
1102	1.2247	0.7593		
1103	0.3845	0.3793		
1104	0.4984	0.4649		
1106	0.1533	0.2121		
1108	0.3693	0.3736		

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1109	0.5929	 0.6501	3511	0.5551	- 0.5364
1301 —		0.2363	3512	0.2989	0.3326
1303	0.1918	- 0.1526	3602	0.0747	0.1000
1304	0.0189	0.0222	3603	0.3031	- 0.3318
1305		 0.2723	3604	1.1878	0.9317
1401	0.6025	 0.5784	3605	0.3959	0.3525
1404	0.4791	0.3804	3701	 0.2261	 0.2129
1405	0.4462	0.4280	3702 -	0.4754	0.4003
1501		0.2901	3707	 0.3693	0.3431
1507 —	0.2631	0.2662	3708	 0.2475	0.2497
1701 —	 1.7173	0.8602	3801	0.1903	0.1769
1702	 1.7173	0.8602	3802	 0.1610	0.1542
1703—	0.4367	0.2968	3808	0.2392	0.2305
1704 -	0.8728	 0.6119	3901	0.1223	
1801	1.0271	 0.6125	3902	0.3959	0.4150
1802		0.5944	3903	0.8778	1.0268
2002	0.4838	0.4897	3905	0.1075	0.1619
2003		0.3678	3906	0.4096	0.4052
2004	0.6646 -	0.5938	3909	0.2169	0.2573
2005	0.2516	0.3213	4002	0.5957	-0.4928
2007 —	0.3194	0.3778	4101	0.1771	0.1847
2008	- 0.2300 	0.1923	4103	0.1835	0.2240
2009 —	0.2284	0.2433	4107	0.0950	0.1192
2101	0.5513	0.4904	4108	0.1771	0.1847
2102	0.3505	0.3678	4109	0.1771	0.1847
2104	0.2462	0.2812	4201		0.1787
2105	0.5569	0.4010	4301	0.6725	-0.6281
2106	0.3632		4302	0.6441	0.4673
2201	0.2144	0.2087	4304	0.4854	0.5138
2202 —	0.4112	0.4415	4305	1.0515	0.7161
2203	0.2545	 0.2382	4401	0.5035	0.4278
2401	- 0.3774 	0.3714	4402	0.5774	0.5677
2903 —	0.5581	0. 5669	4404	0.5112	0.4093
2904 —	0.5260	0.5016	4501	0.1172	- 0.1137
2905 –	0.4082	0.4302	4502	0.0388	0.0364
2906 -	0.3971	0.3111	4504	0.0592	0.0883
2907	0.4261	0.3937	4601	0.5230	0.5781
2908 — —	0.8144 -	0.7543	4802	0.2727	0.2507
2909	0.5044	0.4881	4803	0.2205	0.2646
3101	0.6926	0.4546	4804	0.3959	0.4257
3102 — —	0.2475	0.2497	4805	0.2433	0.2814
3103	-0.5444	0.4043	4806	0.0709	0.0804
3104	0.4703	 0.4040	4808	0.3953	0.3911
3105 —	0.8577	 0.6457	4809	0.2039	0.2425
3303	 0.1969	0.1982	4810	0.1396	0.1527
3304	0.5450	0.5319	4811	0.2007	0.2320
3309	0.2534	0.3459	4812	0.4289	0.3582
3401	0.3549	0.3146	4813	0.2297	0.2026
3402	0.3594	0.3395	4901	0.0421	0.0407
3403	0.1490	0.1455	4902	0.0373	0.0343
3404	0.3420	0.3629	4903	0.0421	0.0407
3405	0.2719	0.2458	4904	0.0134	0.0169
3406	0.1515	0.1826	4905	0.2187	0.2879
3407	0.1313		4906	0.0492	0.0520
3408	0.0775	0.0710	4907	0.0599	0.0565
3409	0.0773		4908	0.0594	0.0303 0.1449
3410 —	0.1414	0.1957	4909	0.0594	0.1449
3 410	0.7793	0.1937 0.6066	4910	0.0374	0.1449
3503	- 0.1717 -	0.0000	5001	4.8736	2.6222
3506	0.7736	0.5232	5002	0.4677	0.3939
3509	0.7730	0.3813	5003	1.5978	0.7891
3510	0.3717	0.3978	5004	3.7047	2.4216

		0
5101	0.6044	0.6010
5103	0.6836	 0.6582
	0.4113	
	0.6829	
	0.4801	
5201	0.3095	0.2841
	0.9111	
5206	0.3717	0.2776
5207	0.0946	0.1388
5208	0.8212	 0.6878
	0.5615	
	0.0176	
	0.0317	
	0.0333	
5307 — —	0.3235	0.2948
6103	0.0356	0.0559
6104	0.2093	0.2243
	0.1512	
	0.0936	
	0.3786	
6109	0.0346	0.0392
	0.3772	
6201	0.1398	0.1504
6202	0.4615	0.4221
6203	0.0613	0.0777
	0.1251	
6206	0.1251 0.7034	0.10//
	0.2091	
6200	0.2091	0.2493
6209	0.0984	0.2103
	0.1289	
	0.0508	
	0.1020	
6305	0.1020	0.1501
6306		0.0377
6308	0.0365	0.2112
	0.0961	
	0.2113	
	0.1414	
6404	0.1102	0.1507
6405	0.4774	0.4437
6406	0.0585	0.0779
6407	0.1403	0.1764
6408	0.2707	0.2833
6409	0.3787	0.3492
	0.1232	
	0.0647	
	0.0170	
6503	0.0667	0.0501
6504	0.2801	0.4300
	0.0817	
	0.0526	
	0.2881	
	0.1511	
6601	0.1512	0.1855
6602	0.3373	0.3638
6603	0.2194	0.2509
	0.0533	
	0.2912	
6607	0.0946	 0.1388

((00	0.0516	0.1669
6614	0.2516 242.9600**	
	181.4600**	
	23.9600**	
	17.9600**	
	74.4600**	
	0.1150	
6705	0.6658	0.8162
6706	0.3072	0.3706
6707	10.92*	14.04*
6708	2.9840	- 4.7390
6709	0.1240	0.1980
6801	0.2533	0.2070
6802	0.2315	0.3004
6803	1.7944	0.3742
6804	0.1698	0.1703
6809	1.7223	4.3701
6901	0.0000	0.0514
	0.6124	
	5.5078	
6904	0.1955	0.1759
6905	0.2067	0.2229
6906	0.0000	0.2229
6907	1.1261	0.8476
6908	0.2960	0.3045
	0.0515	
	0.0255	
	14.92*	
7103	0.2266 0.0180	0.1823
7104	0.0180	0.0244
	0.0326	
	0.1864	
	0.1951	
7100	0.2295	0.2102
7110	0.3002	0.2572
7111		0.2372
7112	0.4704	0.5311
	0.7207	
	0.5678	
7116	0.5975	0.4644
	1.2033	
7118	2.5149	2.1891
7119	1.9203	1.4793
7120-	5.4453	4.7457
	5.4051	
7201	0.6643	0.4982
7202	0.0331	 0.0356
	0.0873	
7204	0.0000	0.0000
7301	-0.5502	0.4881
	0.5181	
	0.7514	
	0.1583	
7309	0.1238	0.1980))

Proposed [168]

	Base Rates Effective January 1, 1994		1301 1303	$\frac{0.2989}{0.1929}$	$\frac{0.2531}{0.1461}$
		N4 1: 1 A:1	1304	0.0194	0.0217
Class	Accident Fund	Medical Aid Fund	1305 1401	0.2860 0.6089	$\frac{0.2911}{0.5414}$
<u></u>			<u>1404</u>	0.5086	$\frac{0.3411}{0.3968}$
0101	1.4173	0.7988	1405	0.4928	0.4418
0102 0103	$\frac{1.3132}{1.5005}$	<u>0.7793</u> 1.0591	1501 1507	$\frac{0.3744}{0.2848}$	$\frac{0.2848}{0.2544}$
0104	2.0949	1.0663	1701	$\frac{0.2848}{1.8520}$	$\frac{0.2344}{0.9330}$
0105	1.2731	0.9050	<u>1702</u>	1.8520	0.9330
0106 0107	4.1022	3.6822 0.7307	1703 1704	0.4315	$\frac{0.2898}{0.5939}$
$\frac{0107}{0108}$	$\frac{1.3098}{1.2679}$	<u>0.7397</u> <u>0.6546</u>	<u>1704</u> 1801	<u>0.8653</u> 1.0324	0.5939
0109	4.7913	2.4179	1802	0.8989	0.6241
0201	2.5737	1.3200	2002	0.5237	0.5314
0202 0206	$\frac{2.8710}{2.7586}$	1.8812 1.1433	2003 2004	$\frac{0.3748}{0.6543}$	$\frac{0.3658}{0.5657}$
0301	0.5645	0.4595	$\frac{2007}{2007}$	0.3609	$\frac{0.3057}{0.4057}$
0302	2.1718	1.0931	2008	0.2487	0.2034
$\frac{0306}{0307}$	$\frac{1.0789}{0.7904}$	$\frac{0.6497}{0.5502}$	2009 2101	$\frac{0.2472}{0.6082}$	$\frac{0.2506}{0.5245}$
$\frac{0307}{0403}$	1.3253	$\frac{0.5502}{0.9844}$	$\frac{2101}{2102}$	$\frac{0.0082}{0.3748}$	$\frac{0.3243}{0.3658}$
0502	1.2060	0.6764	<u>2104</u>	0.2507	0.2770
$\frac{0504}{0506}$	1.5181 4.4407	$\frac{0.8375}{2.3957}$	$\frac{2105}{2106}$	$\frac{0.5261}{0.3540}$	$\frac{0.3850}{0.3237}$
050 0 0507	3.1736	1.8993	$\frac{2100}{2201}$	$\frac{0.3340}{0.2176}$	$\frac{0.3237}{0.2007}$
0508	3.4606	1.6193	2202	0.4947	0.4971
<u>0509</u>	2.0503	1.1969	<u>2203</u>	0.2667	0.2609
0510 0511	1.4785 1.2074	$\frac{0.9739}{0.7985}$	$\frac{2401}{2903}$	$\frac{0.3815}{0.5517}$	$\frac{0.3743}{0.5414}$
0512	1.8958	1.0887	2904	0.6011	$\frac{0.5368}{0.5368}$
<u>0513</u>	0.7621	0.5113	<u>2905</u>	0.4431	0.4463
0514 0515	$\frac{1.4785}{2.6859}$	0.9739 1.3148	<u>2906</u> 2907	$\frac{0.3757}{0.4719}$	$\frac{0.2861}{0.4122}$
<u>0516</u>	1.4785	$\frac{0.9739}{0.9739}$	$\frac{2907}{2908}$	$\frac{0.1715}{0.9435}$	$\frac{0.1122}{0.8024}$
$\frac{0517}{0510}$	1.8557	1.3364	<u>2909</u>	0.5111	0.4831
0518 0519	1.9078 1.5105	0.9870 1.2015	$\frac{3101}{3102}$	0.7405 0.2901	$\frac{0.4781}{0.2756}$
0601	0.6352	$\overline{0.4507}$	3103	0.6281	$\overline{0.4579}$
0602	0.4140	0.2828	3104	0.4725	0.3785
$\frac{0603}{0604}$	0.8155 1.0385	$\frac{0.5164}{0.8389}$	3105 3303	$\frac{0.9414}{0.2078}$	$\frac{0.7089}{0.2019}$
0606	$\frac{1.0365}{0.2180}$	$\frac{0.8389}{0.2426}$	3304	$\frac{0.2078}{0.5573}$	$\frac{0.2019}{0.5444}$
0607	0.2381	0.2489	3309	0.3113	0.3799
0608 0701	$\frac{0.2455}{2.7769}$	$\frac{0.2287}{1.0289}$	$\frac{3401}{3402}$	$\frac{0.3677}{0.3947}$	$\frac{0.3162}{0.3477}$
$\frac{0701}{0803}$	$\frac{2.7709}{0.3380}$	$\frac{1.0289}{0.2715}$	$\frac{3402}{3403}$	0.1798	$\frac{0.3477}{0.1591}$
0804	0.9406	0.5885	3404	0.3831	0.3872
0901	1.7711	1.0472 0.6706	3405 3406	$\frac{0.2877}{0.1732}$	$\frac{0.2532}{0.2026}$
$\frac{1002}{1003}$	$\frac{0.9361}{0.6071}$	0.4180	3400 3407	$\frac{0.1732}{0.3074}$	0.2515
1004	0.6071	0.4180	3408	0.0801	0.0705
1005	4.7926	2.3913 0.2257	3409 3410	0.0831	0.0895
1007 1101	$\frac{0.2448}{0.5247}$	$\frac{0.2357}{0.4357}$	$\frac{3410}{3501}$	0.1531 0.9106	$\frac{0.2018}{0.6672}$
1102	1.2851	0.7552	<u>3503</u>	0.2038	0.2947
1103	0.4106	0.3931	3506 3500	0.8375	0.5260
1104 1106	$\frac{0.5042}{0.1789}$	$\frac{0.4793}{0.2437}$	3509 3510	$\frac{0.3875}{0.4013}$	$\frac{0.3840}{0.4083}$
1108	0.3730	0.3754	3511	0.6194	0.5604
1109	<u>0.6418</u>	<u>0.6326</u>	<u>3512</u>	0.3113	<u>0.3662</u>
			[169]		Р

3602	0.0863	0.1073	<u>5106</u>	<u>0.4675</u>	0.5085
3603	0.3011	0.3411	5108	0.6899	0.5165
					
3604	1.3634	1.0202	<u>5109</u>	<u>0.5635</u>	0.4168
3605	0.4265	0.3623	5201	0.3237	0.2673
			5204	0.9250	0.6823
<u>3701</u>	0.2426	0.2238			0.0823
3702	0.5146	0.4369	<u>5206</u>	0.4003	0.3126
	0.2007	0.3960	5207	0.1064	0.1403
<u>3707</u>	0.3997	0.3900			
3708	0.2901	0.2756	5208	0.8440	0.6953
3801	0.2212	0.1948	5209	$\overline{0.5928}$	0.5720
	0.2212	0.1546			
3802	$\overline{0.1776}$	0.1751	<u>5301</u>	<u>0.0208</u>	0.0222
3808	0.2628	0.2375	<u>5305</u>	0.0356	<u>0.0381</u>
					0.0356
<u>3901</u>	<u>0.1449</u>	<u>0.1665</u>	<u>5306</u>	0.0337	0.0330
3902	0.4042	0.4175	5307	0.3371	0.2778
3903	0.9503	1.0580	6103	0.0424	0.0615
		1.0360		0.0424	0.0015
<u> 3905</u>	0.1228	0.1716	6104	0.2158	0.2155
3906	$\overline{0.4550}$	0.4329	6105	0.1592	0.1670
		0.7322			
<u>3909</u>	0.2074	0.2337	<u>6107</u>	0.1125	<u>0.1385</u>
4002	0.6656	0.5126	6108	0.4347	0.4634
4101	0.1903	0.1885	<u>6109</u>	0.0402	0.0449
		0.1885		0.0402	0.0112
4103	<u>0.1986</u>	0.2311	<u>6110</u>	<u>0.4186</u>	0.3824
4107	0.1109	0.1185	6201	0.1681	$\overline{0.1675}$
			6202	0.4996	0.4239
<u>4108</u>	0.1903	0.1885			
4109	<u>0.1903</u>	0.1885	6203	0.0663	0.0802
4201	0.2428	$\overline{0.1876}$	<u>6204</u>	0.1381	0.1736
4301	0.7280	<u>0.6619</u>	6205	<u>0.1381</u>	<u>0.1736</u>
4302	0.6953	0.4721	<u>6206</u>	0.1381	0.1736
	0.6323	$\frac{0.5240}{0.5240}$	6207	0.7846	1.1022
<u>4304</u>	0.5327			0.7840	
4305	1.0950	0.6931	6208	0.2138	0.2717
4401	$\overline{0.4913}$	0.4408	6209	0.1797	0.2226
		0.7400	<u>6207</u>		
4402	0.5636	0.5459	6301	<u>0.0998</u>	<u>0.0851</u>
4404	0.4551	0.3813	6302	<u>0.1371</u>	<u>0.1386</u>
	0.1204	0.1158	6303	0.0558	$\overline{0.0573}$
<u>4501</u>				0.0550	0.0373
4502	0.0373	<u>0.0370</u>	<u>6304</u>	0.1162	0.1687
4504	$\overline{0.0593}$	0.0890	6305	0.0525	0.0642
			6306	$\frac{0.2082}{0.2082}$	0.2215
4601	0.5602	0.5712			
4802	0.2600	0.2397	<u>6308</u>	0.0420	0.0396
4803	0.2001	0.2482	6309	0.1134	0.1317
<u>4804</u>	<u>0.4286</u>	<u>0.4460</u>	<u>6402</u>	0.2363	0.2310
4805	0.2628	0.2861	<u>6403</u>	0.1554	<u>0.1969</u>
4806	0.0705	0.0725	6404	$\overline{0.1140}$	0.1543
4808	<u>0.4316</u>	<u>0.3955</u>	<u>6405</u>	<u>0.4691</u>	<u>0.4491</u>
4809	0.2273	0.2564	6406	0.0613	0.0760
4810	0.1357	0.1526	6407	$\overline{0.1649}$	0.1821
<u>4811</u>	<u>0.2194</u>	0.2392	<u>6408</u>	<u>0.3003</u>	<u>0.2980</u>
4812	0.3980	<u>0.3228</u>	<u>6409</u>	0.4369	<u>0.3594</u>
	0.2413	$0.22\overline{20}$	6410	$\overline{0.1317}$	0.1433
<u>4813</u>	0.2413	0.2220			
4901	0.0393	0.0375	<u>6501</u>	<u>0.0761</u>	0.0788
4902	0.0449	0.0393	6502	0.0196	0.0235
	0.0303	$\frac{0.0375}{0.0375}$	6503	0.0708	$\overline{0.0479}$
4903	0.0393				
4904	0.0164	0.0197	<u>6504</u>	0.3032	<u>0.4154</u>
4905	$\overline{0.2238}$	0.2817	6505	0.0807	0.1012
<u>4906</u>	<u>0.0578</u>	<u>0.0588</u>	<u>6506</u>	<u>0.0526</u>	<u>0.0700</u>
4907	0.0605	0.0543	<u>6508</u>	<u>0.3055</u>	0.3099
			6509	0.1635	0.2046
<u>4908</u>	0.0598	0.1413			
4909	0.0598	<u>0.1413</u>	<u>6601</u>	0.1644	0.1928
4910	0.3520	$\overline{0.3623}$	6602	0.3743	0.3891
			6603	$\frac{0.5715}{0.2412}$	0.2481
<u>5001</u>	5.3007	2.6390			
5002	0.4886	0.3999	<u>6604</u>	<u>0.0536</u>	0.0522
5003	1.7975	$\overline{0.8362}$	6605	0.3170	0.4091
					0.1403
<u>5004</u>	<u>3.0104</u>	<u>2.0915</u>	6607	0.1064	
5101	0.6542	0.6114	<u>6608</u>	0.2914	0.1883
5103	0.7095	0.6532	6614	277.0000**	254.7000**
5105	0.1073	0.033 <u>L</u>	<u> </u>		

Proposed [170]

6615	206.4000**	190.3000**
6616	27.5000**	25.2000**
6617	20.8000**	18.9000**
6618	77.4000**	71.3000**
6704	0.1213	0.1286
6705	0.7105	0.8420
6706	0.3186	0.3761
6707	11.40*	13.88*
6708	3.2310	4.8810
6709	0.1369	$\frac{0.2003}{0.2003}$
6801	0.2400	0.2033
6802	0.2576	0.3260
6803	1.6428	0.3527
6804	0.1698	$\frac{0.1724}{0.1724}$
6809	2.1587	5.0879
6901	$\frac{0.0000}{0.0000}$	0.0480
6902	$\frac{0.7523}{0.7523}$	$\frac{0.4104}{0.4104}$
6903	4.7870	2.9415
6904	0.2110	0.1859
6905	$\frac{0.2202}{0.2202}$	0.2191
6906	$\frac{0.0000}{0.0000}$	0.2191
6907	1.0696	0.8384
6908	0.3398	0.3215
6909	0.0642	$\frac{0.0721}{0.0721}$
7101	$\frac{0.0274}{0.0274}$	0.0267
7102	16.16*	36.84*
7103	0.2659	0.2099
7104	0.0187	$\frac{0.0242}{0.0242}$
7105	$\frac{0.0287}{0.0287}$	0.0280
7106	0.1715	0.1507
7107	0.2306	0.1899
7108	0.1980	0.2114
7109	0.2382	0.2582
<u>7110</u>	0.3422	0.2559
7111	0.5002	0.4001
7112	0.6287	0.4852
7113	0.7529	0.4841
7114	$\overline{0.5305}$	0.6621
7115	$\overline{0.5636}$	$\overline{0.4349}$
<u>7116</u>	0.6094	0.4559
7117	1.2494	1.6357
7118	2.7563	2.2416
<u>7119</u>	$\overline{1.8172}$	1.4061
7120	5.1467	4.6453
$\frac{7120}{7121}$	5.5688	4.5998 0.5379
7201	<u>0.7500</u> .	$\overline{0.5379}$
7202	$\overline{0.0385}$	0.0405
7203	$\overline{0.0901}$	$\overline{0.1434}$
7204	$\overline{0.0000}$	0.0000
7301	0.5825	0.4816
7302	0.5538	0.5936
7307	0.7048	0.6763
7308	0.1629	0.2188
7309	0.1369	$\frac{0.2003}{0.2003}$
		

^{*} Daily rate. The daily rate shall be paid in full on any person for any calendar day in which any duties are performed that are incidental to the profession of the worker.

AMENDATORY SECTION (Amending WSR 92-24-063, filed 11/30/92, effective 1/1/93)

WAC 296-17-919 Table I.

((RETROSPECTIVE RATING PLANS A, A1, A2, A3, AND B STANDARD PREMIUM SIZE RANGES Effective January 1, 1993

Group	Standard Premium	
Number		Range
84		
83		
82	5,446	6,223
81		
80	7,087	8,040
78		9,091
	10,247	10,240
76	11,519	12,012
75	12,914	14.440
74	14,441	16,110
73		17,933
72	- 17,934 - 	19,921
71	19,922	
70	22,088	24,443
69	24,444 27,005	27,004
67		27,747
66	29,308 29,308	
65	30,980	30,979
64	32,776	34,707
63	34,708	36,783
62	36,784	39,023
61	39,024	41,438
60		44,047
59		 46,869
58 — — — — — — — — — — — — — — — — — — —	46,870	
55	56,838	 36,837
54		- 65,017
53	65.018	
52		74,755
51	74,756	80,322
50	80,323	86,428
49	86,429	
48		100,524
46		
45	108,674 117,682	117,681
44	117,682	
43	134,878	134,0//
42	134,070	153.436
41		164.038
40	164,039	175,664
	175,665	188,444
38	188,445	202,529
37	202,530	218,092
36		235,334
33	235,335	254,490
22	254,491 275,844	200.716
22	-273,844 -299,717	277,718
31	326,502	356 664
30	356,665	390.763
29	390,764	- 429,472
28	429,473	473.611
27	473.612	524.183
26	524,184	- 582,426
25		- 649,871
24		- 728,446

^{**} These rates are calculated on a per license basis for parimutuel race tracks and are base rated.

22	820,586	929,399
21	- 929,400	1,058,904
20	1.058,905	1,214,353
10	1,214,354	1,402,701
18	1,402,702	1,633,302
17	1,633,303	1,918,925
16	1,918,926	2,135,701
	, ,	2,383,033
15	2,135,702 -	., ,
14	2,383,034	2,659,448
+3	2,659,449	 3,101,771
12-	3,101,772	3,647,251
II	3,647,252	4.785,048
10	4,785,049	6,530,463
· ŏ	6,530,464	8,504,848
<u> </u>	8,504,849	11,489,689
7	11,489,690	16,189,641
6	16,189,642	24,257,064
5	24,257,065 - 8	t Over))

RETROSPECTIVE RATING PLANS A, A1, A2, A3, AND B STANDARD PREMIUM SIZE RANGES Effective January 1, 1994

<u>Size</u> <u>Group</u> <u>Number</u>	Standard Premium Range		
84 83 82 81 80 77 76 75 74 73 72 71 70 69 68 67 66 65 66 66 66 66 66 66 66 66	\$\frac{4,343}{5,011}\$\frac{5,751}{5,753}\$\frac{6,575}{6,575}\$\frac{7,487}{8,495}\$\frac{9,605}{9,605}\$\frac{10,825}{12,169}\$\frac{13,642}{15,256}\$\frac{17,020}{18,946}\$\frac{21,046}{23,334}\$\frac{25,823}{28,528}\$\frac{29,313}{30,961}\$\frac{32,728}{34,625}\$\frac{34,625}{36,666}\$\frac{38,859}{41,225}\$\frac{44,776}{46,533}\$\frac{46,533}{49,514}\$\frac{52,741}{56,242}\$\frac{60,044}{64,181}\$\frac{68,686}{64,181}\$\frac{68,686}{73,601}\$\frac{73,601}{78,973}\$\frac{84,854}{91,304}\$\frac{91,304}{98,392}\$\frac{106,195}{114,804}\$\frac{124,320}{134,865}\$\frac{142,486}{151,858}\$\frac{162,092}{173,292}\$\frac{173,292}{185,574}\$\frac{199,075}{199,075}\$\frac{185,574}{199,075}\$\frac{199,075}{185,574}\$\frac{199,075}{199,075}\$\frac{185,574}{199,075}\$\frac{199,075}{185,574}\$\frac{199,075}{199,075}\$\frac{185,574}{199,075}\$\frac{199,075}{185,574}\$\frac{199,075}{199,075}\$\frac{185,574}{199,075}\$\frac{199,075}{185,574}\$\frac{199,075}{199,075}\$\frac{185,574}{199,075}\$\frac{185,574}{199,075}\$\frac{199,075}{185,574}\$\frac{199,075}{199,075}\$\frac{185,574}{199,075}\$\frac{199,075}{199,075}\$\frac{185,574}{199,075}\$\frac{199,075}{199,075}\$\frac{185,574}{199,075}\$\frac{199,075}{199,075}\$\frac{185,574}{199,075}\$\frac{199,075}{199,075}\$\frac{185,574}{199,075}\$\frac{199,075}{199,075}\$\frac{185,574}{199,075}\$\frac{199,075}{199,075}\$\frac{185,574}{199,075}\$\frac{185,574}{199,075}\$\frac{199,075}{199,075}\$\frac{185,574}{199,075}\$\frac{199,075}{199,075}\$\frac{185,574}{199,075}\$\frac{199,075}{199,075}\$\frac{185,574}{199,075}\$\frac{199,075}{199,075}\$\frac{185,574}{199,075}\$\frac{199,075}{199,075}\$\frac{185,574}{199,075}\$\frac{199,075}{199,075}\$\frac{189,075}{199,075}\$\frac{189,075}{199,075}\$\frac{189,075}{199,075}\$\frac{189,075}{199,075}\$\frac{189,075}{199,075}\$\frac{189,075}{199,075}\$\frac{189,075}{199,075}\$\frac{189,075}{199,075}\$\frac{189,075}{199,075}\$\frac{189,075}{199,075}\$\frac{189,075}{199,075}\$\frac{189,075}{199,075}\$\frac{189,075}{199,075}\$\frac{189,075}{199,075}\$\frac{189,075}{199,075}\$\frac{189,075}{199,075}\$\frac{189,075}{199,075}\$189,075	\$ 5,010 5,752 6,574 7,486 8,494 9,604 10,824 112,168 13,641 15,255 17,019 18,945 21,045 23,333 25,822 28,527 29,312 30,960 32,727 34,624 36,665 38,858 41,224 43,775 46,532 49,513 52,740 56,241 60,043 64,180 68,685 73,600 78,972 84,853 91,303 98,391 106,194 114,803 124,319 134,864 142,485 151,857 162,091 173,291 185,573 199,074 213,953 230,394	
31	213,954	230,394	

36 35 36 37 37 37 37 37 37 37 37 37 37	230,395 248,610 268,846 291,404 316,623 344,919 376,784 412,806 453,699 500,327 553,752 615,280 686,530 769,537 866,873 981,825 1,118,635 1,282,853 1,481,825 1,725,434 2,027,168 2,256,172 2,517,456 2,809,463 3,276,736 3,852,985 5,054,963 6,898,833 8,984,588 12,137,797 17,102,863 25,625,351	248,609 268,845 291,403 316,622 344,918 376,783 412,805 453,698 500,326 553,751 615,279 686,529 769,536 866,872 981,824 1,725,436 1,725,436 2,256,171 2,517,455 2,809,462 3,276,735 3,852,984 5,054,962 6,898,832 8,984,587 12,137,796 17,102,862 25,625,350 & Over
10	5.054.963	- 6,898,832
9	6,898,833	- 8,984,587
8	8,984,588	- 12,137,796
<u> 7</u>	12,137,797	- 17,102,862
<u>6</u>	17,102,863	- 25,625,350
<u>5</u>	<u>25,625,351</u>	& Over

AMENDATORY SECTION (Amending WSR 92-24-063, filed 11/30/92, effective 1/1/93)

WAC 296-17-920 Assessment for supplemental pension fund. The amount of ((19.0)) 23.8 mills (((\$.0190)) \$.0238) shall be retained by each employer from the earnings of each worker for each hour or fraction thereof the worker is employed. Provided that in classifications 6707 and 7102, the employer shall retain ((fifteen)) nineteen cents per day from each worker. The amount of money so retained from the employee shall be matched in an equal amount by each employer, except as otherwise provided in these rules, all such moneys shall be remitted to the department on or before the last day of January, April, July and October of each year for the preceding calendar quarter, provided self-insured employers shall remit to the department as provided under WAC 296-15-060. All such moneys shall be deposited in the supplemental pension fund.

WSR 93-19-074 PERMANENT RULES DEPARTMENT OF SOCIAL AND HEALTH SERVICES

(Public Assistance) [Order 3634—Filed September 14, 1993, 2:16 p.m.]

Date of Adoption: September 14, 1993.

Purpose: To implement changes to the Medicaid payment system for nursing facilities adopted by the 1993 state legislature, effective July 1, 1993.

Citation of Existing Rules Affected by this Order: Repealing WAC 388-96-756 and 388-96-775; and amending chapter 388-96 WAC, Nursing home accounting and reimbursement system.

Statutory Authority for Adoption: RCW 74.46.800 and 74.09.120.

Pursuant to notice filed as WSR 93-14-078 on June 30, 1993.

Effective Date of Rule: Thirty-one days after filing.

September 14, 1993

Dewey Brock, Chief

Office of Vendor Services

AMENDATORY SECTION (Amending Order 3270, filed 10/29/91, effective 11/29/91)

WAC 388-96-010 Terms. Unless the context clearly requires otherwise, the following terms shall have the meaning set forth in this section when used in this chapter.

- (1) "Accounting" means activities providing information, usually quantitative and often expressed in monetary units, for:
 - (a) Decision-making;
 - (b) Planning;
 - (c) Evaluating performance;
 - (d) Controlling resources and operations; and
- (e) External financial reporting to investors, creditors, regulatory authorities, and the public.
- (2) "Accrual method of accounting" means a method of accounting in which revenues are reported in the period when earned, regardless of when collected, and expenses are reported in the period in which incurred, regardless of when paid
- (3) "Administration and management" means activities employed to maintain, control, and evaluate the efforts and resources of an organization for the accomplishment of the objectives and policies of that organization.
 - (4) "Allowable costs" See WAC 388-96-501.
- (5) "Ancillary care" means services required by the individual, comprehensive plan of care provided by qualified therapists or by support personnel under their supervision.
- (6) "Arm's-length transaction" means a transaction resulting from good-faith bargaining between a buyer and seller who have adverse bargaining positions in the market-place.
- (a) Sales or exchanges of nursing home facilities among two or more parties in which all parties subsequently continue to own one or more of the facilities involved in the transactions shall not be considered as arm's-length transactions for purposes of this chapter.
- (b) Sale of a nursing home facility which is subsequently leased back to the seller within five years of the date of

sale shall not be considered as an arm's-length transaction for purposes of this chapter.

- (7) "Assets" means economic resources of the contractor, recognized and measured in conformity with generally accepted accounting principles. "Assets" also include certain deferred charges that are not resources but are recognized and measured in accordance with generally accepted accounting principles.
- (8) "Bad debts" means amounts considered to be ((uncollectable)) uncollectible from accounts and notes receivable.
- (9) "Beds" means, unless otherwise specified, the number of set-up beds in the nursing home, not to exceed the number of licensed beds.
 - (10) "Beneficial owner" means any person who:
- (a) Directly or indirectly, through any contract, arrangement, understanding, relationship, or otherwise has or shares:
- (i) Voting power which includes the power to vote, or to direct the voting of such ownership interest; and/or
- (ii) Investment power which includes the power to dispose, or to direct the disposition of such ownership interest.
- (b) Directly or indirectly, creates or uses a trust, proxy, power of attorney, pooling arrangement, or any other contract, arrangement, or device with the purpose or effect of divesting himself or herself of beneficial ownership of an ownership interest, or preventing the vesting of such beneficial ownership as part of a plan or scheme to evade the reporting requirements of this chapter.
- (c) Subject to subsection (4) of this section, has the right to acquire beneficial ownership of such ownership interest within sixty days, including but not limited to any right to acquire:
 - (i) Through the exercise of any option, warrant, or right;
 - (ii) Through the conversion of an ownership interest;
- (iii) Pursuant to the power to revoke a trust, discretionary account, or similar arrangement; or
- (iv) Pursuant to the automatic termination of a trust, discretionary account, or similar arrangement;

Except that, any person who acquires an ownership interest or power specified in subsection (10)(c)(i), (ii), or (iii) of this section with the purpose or effect of changing or influencing the control of the contractor, or in connection with or as a participant in any transaction having such purpose or effect, immediately upon such acquisition shall be deemed to be the beneficial owner of the ownership interest which may be acquired through the exercise or conversion of such ownership interest or power.

- (d) In the ordinary course of business, is a pledgee of ownership interest under a written pledge agreement and shall not be deemed the beneficial owner of such pledged ownership interest until the pledgee takes:
- (i) Formal steps necessary required to declare a default; and
- (ii) Determines the power to vote or to direct the vote or to dispose or to direct the disposition of such pledged ownership interest will be exercised provided the pledge agreement:
- (A) Is bona fide and was not entered into with the purpose nor with the effect of changing or influencing the control of the contractor, nor in connection with any transaction having such purpose or effect, including persons

meeting the conditions set forth in subsection (10)(b) of this section; and

- (B) Prior to default, does not grant the pledgee the power to:
- (I) Vote or direct the vote of the pledged ownership interest; or
- (II) Dispose or direct the disposition of the pledged ownership interest, other than the grant of such power or powers pursuant to a pledge agreement under which credit is extended and in which the pledgee is a broker or dealer.
- (11) "Capitalization" means the recording of an expenditure as an asset.
- (12) "Capitalized lease" means a lease required to be recorded as an asset and associated liability in accordance with generally accepted accounting principles.
- (13) "Cash method of accounting" means a method of accounting in which revenues are recognized only when cash is received, and expenditures for expense and asset items are not recorded until cash is disbursed for those expenditures and assets.
- (14) "Change of ownership" means a change in the individual or legal organization responsible for the daily operation of a nursing home.
- (a) Events which change ownership include but are not limited to the following:
- (i) The form of legal organization of the contractor is changed (e.g., a sole proprietor forms a partnership or corporation);
- (ii) Title to the nursing home business enterprise is transferred by the contractor to another party;
- (iii) Where the contractor is a partnership, any event occurs which dissolves the partnership;
- (iv) Where the contractor is a corporation, the corporation is dissolved, merges with another corporation which is the survivor, or consolidates with one or more other corporations to form a new corporation; or
- (v) Any other event occurs which results in a change of operating entity.
- (b) Ownership does not change when the following, without more, occur:
- (i) A party contracts with the contractor to manage the enterprise as the contractor's agent, i.e., subject to the contractor's general approval of daily operating decisions;
- (ii) If the contractor is a corporation, some or all of its stock is transferred; or
- (iii) The real property or personal property assets associated with the nursing home change ownership or are leased, or a lease of them is terminated, without a change of operating entity.
- (15) "Charity allowances" means reductions in charges made by the contractor because of the indigence or medical indigence of a patient.
- (16) "Contract" means a contract between the department and a contractor for the delivery of SNF or ICF services to medical care recipients.
- (17) "Contractor" means an entity which contracts with the department to deliver care services to medical care recipients in a facility. The entity is responsible for operational decisions.
- (18) "Courtesy allowances" means reductions in charges in the form of an allowance to physicians, clergy, and others,

- for services received from the contractor. Employee fringe benefits are not considered courtesy allowances.
- (19) "CSO" means the local community services office of the department.
- (20) "Department" means the department of social and health services (DSHS) and employees.
- (21) "Depreciation" means the systematic distribution of the cost or other base of tangible assets, less salvage, over the estimated useful life of the assets.
- (22) "Donated asset" means an asset the contractor acquired without making any payment for the asset in the form of cash, property, or services.
- (a) An asset is not a donated asset if the contractor made even a nominal payment in acquiring the asset.
- (b) An asset purchased using donated funds is not a donated asset.
- (23) "Entity" means an individual, partnership, corporation, or any other association of individuals capable of entering enforceable contracts.
- (24) "Equity capital" means total tangible and other assets which are necessary, ordinary, and related to patient care from the most recent provider cost report minus related total long-term debt from the most recent provider cost report plus working capital as defined in this section.
- (25) "Exceptional care recipient" means a medical care recipient determined by the department to require exceptionally heavy care.
- (26) "Facility" means a nursing home licensed in accordance with chapter 18.51 RCW, or that portion of a hospital licensed in accordance with chapter 70.41 RCW which operates as a nursing home.
 - (27) "Fair market value" means:
- (a) Prior to January 1, 1985, the price for which an asset would have been purchased on the date of acquisition in an arm's-length transaction between a well-informed buyer and seller, neither being under any compulsion to buy or sell; or
- (b) Beginning January 1, 1985, the replacement cost of an asset, less observed physical depreciation, on the date the fair market value is determined.
- (28) "Financial statements" means statements prepared and presented in conformity with generally accepted accounting principles and the provisions of chapter 74.46 RCW and this chapter including, but not limited to:
 - (a) Balance sheet;
 - (b) Statement of operations;
 - (c) Statement of changes in financial position; and
 - (d) Related notes.
- (29) "Fiscal year" means the operating or business year of a contractor. All contractors report on the basis of a twelve-month fiscal year, but provision is made in this chapter for reports covering abbreviated fiscal periods. As determined by context or otherwise, "fiscal year" may also refer to a state fiscal year extending from July 1 through June 30 of the following year and comprising the first or second half of a state fiscal biennium.
- (30) "Gain on sale" means the actual total sales price of all tangible and intangible nursing home assets including, but not limited to, land, building, equipment, supplies, goodwill, and beds authorized by certificate of need, minus the net book value of such assets immediately prior to the time of sale.

Permanent [2]

- (31) "Generally accepted accounting principles (GAAP)" means accounting principles approved by the Financial Accounting Standards Board (FASB).
- (32) "Generally accepted auditing standards (GAAS)" means auditing standards approved by the American Institute of Certified Public Accountants (AICPA).
 - (33) "Goodwill" means the excess of the price paid for:
- (a) A business over the fair market value of all other identifiable, tangible, and intangible assets acquired; and
 - (b) An asset over the fair market value of the asset.
- (34) "Historical cost" means the actual cost incurred in acquiring and preparing an asset for use, including feasibility studies, architects' fees, and engineering studies.
 - (35) (("ICF" means:
- (a) An intermediate care facility when referring to a nursing home;
- (b) When referring to a level of care, intermediate care; and
- (c) When referring to a patient, a patient requiring intermediate care.
- (36))) "Imprest fund" means a fund which is regularly replenished in exactly the amount expended from it.
- (((37))) (36) "Interest" means the cost incurred for the use of borrowed funds, generally paid at fixed intervals by the user.
- (((38) "Intermediate care facility" means a licensed facility certified to deliver intermediate care services to medical care recipients.
- (39))) (37) "Joint facility costs" means any costs representing expenses incurred which benefit more than one facility, or one facility and any other entity.
- (((40))) (38) "Lease agreement" means a contract between two parties for the possession and use of real or personal property or assets for a specified period of time in exchange for specified periodic payments. Elimination or addition of any party to the contract, expiration, or modification of any lease term in effect on January 1, 1980, or termination of the lease by either party by any means shall constitute a termination of the lease agreement. An extension or renewal of a lease agreement, whether or not pursuant to a renewal provision in the lease agreement, shall be considered a new lease agreement. A strictly formal change in the lease agreement which modifies the method, frequency, or manner in which the lease payments are made, but does not increase the total lease payment obligation of the lessee shall not be considered modification of a lease term.
- (((41) "Levels of care" means the classification of types of services provided to patients by a contractor, e.g., skilled nursing care or intermediate care.
- (42))) (39) "Medical care program" means medical assistance provided under RCW 74.09.500 or authorized state medical care services.
- (((43))) (40) "Medical care recipient" means an individual determined eligible by the department for the services provided in chapter 74.09 RCW.
- (((44))) (41) "Multiservice facility" means a facility at which two or more types of health or related care are delivered, e.g., a hospital and ((SNF and/or ICF)) nursing facility, or a boarding home and ((SNF and/or ICF)) nursing facility. ((A combined SNF/ICF or ICF/IMR is not considered a multiservice facility.

- (45))) (42) "Net book value" means the historical cost of an asset less accumulated depreciation.
- (((46))) (43) "Net invested funds" means the net book value of tangible fixed assets employed by a contractor to provide services under the medical care program, including land, buildings, and equipment as recognized and measured in conformity with generally accepted accounting principles and not in excess of any lids or reimbursement limits set forth in this chapter, plus an allowance for working capital which shall be five percent of the ((allowable costs of each)) product of the sum of the contractor's per patient day component rates in nursing services, food, administrative, operational, and property, multiplied by the contractor's prior calendar year reported patient days as adjusted for the following July 1 rate setting for the contractor ((for the previous calendar year)). Assets associated with central or home offices or otherwise not on the nursing home premises are not included in net invested funds.
- (((447))) (44) "Nonadministrative wages and benefits" means wages, benefits, and corresponding payroll taxes paid for nonadministrative personnel, not to include administrator, assistant administrator, or administrator-in-training.
- $((\frac{(48)}{)}))$ (45) "Nonallowable costs" means the same as "unallowable costs."
- (((49))) (46) "Nonrestricted funds" means funds which are not restricted to a specific use by the donor, e.g., general operating funds.
- (((50))) (47) "Nursing ((home)) facility" means a home, place, or institution, licensed under chapter 18.51 RCW, where skilled nursing and/or intermediate care services are delivered.
- (((51))) (48) "Operating lease" means a lease under which rental or lease expenses are included in current expenses in accordance with generally accepted accounting principles.
- (((52))) (49) "Owner" means a sole proprietor, general or limited partner, or beneficial interest holder of five percent or more of a corporation's outstanding stock.
- (((53))) (50) "Ownership interest" means all interests beneficially owned by a person, calculated in the aggregate, regardless of the form the beneficial ownership takes.
- (((54))) (51) "Patient day" means a calendar day of patient care. In computing calendar days of care, the day of admission is always counted. The day of discharge is counted only when the patient was admitted on the same day. A patient is admitted for purposes of this definition when the patient is assigned a bed and a patient medical record is opened.
- (((55))) (52) "Per diem (per patient day) costs" means total allowable costs for a fiscal period divided by total patient days for the same period.
- (((56))) (53) "Professionally designated real estate appraiser" means an individual:
- (a) Regularly engaged in the business of providing real estate valuation services for a fee;
- (b) Qualified by a nationally recognized real estate appraisal educational organization on the basis of extensive practical appraisal experience, including the:
 - (i) Writing of real estate valuation reports;
- (ii) Passing of written examination on valuation practice and theory; and

(iii) Requirement to subscribe and adhere to certain standards of professional practice as the organization prescribes.

(((57))) (54) "Prospective daily payment rate" means the rate assigned by the department to a contractor for providing service to medical care recipients. The rate is used to compute the maximum participation of the department in the contractor's costs.

(((58))) (55) "Qualified therapist":

- (a) An activities specialist having specialized education, training, or at least one year's experience in organizing and conducting structured or group activities;
- (b) An audiologist eligible for a certificate of clinical competence in audiology or having the equivalent education and clinical experience;
- (c) A mental health professional as defined by chapter 71.05 RCW:
- (d) A mental retardation professional, either a qualified therapist or a therapist, approved by the department having specialized training or one year's experience in treating or working with the mentally retarded or developmentally disabled:
- (e) A social worker graduated from a school of social work;
- (f) A speech pathologist eligible for a certificate of clinical competence in speech pathology or having the equivalent education and clinical experience;
- (g) A physical therapist as defined by chapter 18.74 RCW; ((or))
- (h) An occupational therapist graduated from a program in occupational therapy, or having the equivalent of education or training, and meeting all requirements of state law((-)); or
- (i) A respiratory care practitioner certified under chapter 18.89 RCW.
- (((59))) (56) "Recipient" means a medical care recipient. (((60))) (57) "Records" means data supporting all financial statements and cost reports including, but not limited to:
 - (a) All general and subsidiary ledgers;
 - (b) Books of original entry;
 - (c) Invoices;
 - (d) Schedules;
 - (e) Summaries; and
 - (f) Transaction documentation, however maintained.
- (((61))) (58) "Regression analysis" means a statistical technique through which one can analyze the relationship between a dependent or criterion variable and a set of independent or predictor variables.

(((62))) (59) "Related care" includes:

- (a) The director of nursing services;
- (b) Activities and social services programs;
- (c) Medical and medical records specialists; and
- (d) Consultation provided by:
- (i) Medical directors;
- (ii) Pharmacists;
- (iii) Occupational therapists;
- (iv) Physical therapists;
- (v) Speech therapists; and
- (vi) Other therapists; and
- (vii) Mental health professionals as defined in law and regulation.

(((63))) (60) "Related organization" means an entity under common ownership and/or control, or which has control of or is controlled by, the contractor. Common ownership exists if an entity has a five percent or greater beneficial ownership interest in the contractor and any other entity. Control exists if an entity has the power, directly or indirectly, to significantly influence or direct the actions or policies of an organization or institution, whether or not the power is legally enforceable and however exercisable or exercised.

(((64))) <u>(61)</u> "Relative" includes:

- (a) Spouse;
- (b) Natural parent, child, or sibling;
- (c) Adopted child or adoptive parent;
- (d) Stepparent, stepchild, stepbrother, stepsister;
- (e) Father-in-law, mother-in-law, son-in-law, daughter-in-law, brother-in-law, sister-in-law;
 - (f) Grandparent or grandchild; and
 - (g) Uncle, aunt, nephew, niece, or cousin.
- (((65))) (62) "Restricted fund" means a fund for which the use of the principal and/or income is restricted by agreement with or direction of the donor to a specific purpose, in contrast to a fund over which the contractor has complete control. Restricted funds generally fall into three categories:
- (a) Funds restricted by the donor to specific operating purposes;
- (b) Funds restricted by the donor for additions to property, plant, and equipment; and
 - (c) Endowment funds.
- (((66))) (63) "Secretary" means the secretary of the department of social and health services (DSHS).
- (((67) "Skilled nursing facility" means a licensed facility certified to deliver skilled nursing care services to medical care recipients.
 - (68) "SNF" means:
- (a) When referring to a facility, a skilled nursing facility;
- (b) When referring to a level of care, skilled nursing care; and
- (e) When referring to a patient, a patient requiring skilled nursing care.
- (69))) (64) "Start-up costs" means the one-time preopening costs incurred from the time preparation begins on a newly constructed or purchased building until the first patient is admitted. Start-up costs include:
 - (a) Administrative and nursing salaries;
 - (b) Utility costs;
 - (c) Taxes;
 - (d) Insurance;
 - (e) Repairs and maintenance; and
 - (f) Training costs.

Start-up costs do not include expenditures for capital

assets. (((70))) (65) "Title XIX" means the 1965 amendments to the Social Security Act, P.L. 89-07, as amended.

(((71))) <u>(66)</u> "Unallowable costs" means costs which do not meet every test of an allowable cost.

(((72))) (67) "Uniform chart of accounts" means a list of account titles identified by code numbers established by the department for contractors to use in reporting costs.

(((73))) (68) "Vendor number" means a number assigned to each contractor delivering care services to medical care recipients.

(((74))) (69) "Working capital" means total current assets necessary, ordinary, and related to patient care from the most recent cost report minus total current liabilities necessary, ordinary, and related to patient care from the most recent cost report.

AMENDATORY SECTION (Amending Order 3270, filed 10/29/91, effective 11/29/91)

- WAC 388-96-023 Conditions of participation. In order to participate in the prospective cost-related reimbursement system, the person or legal organization responsible for operation of a nursing ((home)) or multiservice facility shall:
- (1) Obtain a state certificate of need approval pursuant to chapter 70.38 RCW where required;
- (2) Hold the appropriate current license (e.g., nursing home license, hospital license);
- (3) Hold current Title XIX certification to provide ((SNF and/or ICF)) nursing facility services;
- (4) Hold a current contract to provide ((SNF and/or ICF)) nursing facility services; and
- (5) Obtain and continuously maintain Medicare certification, under 42 USC 1395 (Title XVIII of the Social Security Act), as amended, ((for no less than fifteen percent)) for a portion of the licensed beds of the facility.
- (6) Comply with all provisions of the contract, chapter 74.46 RCW, and all applicable regulations, including but not limited to the provisions of this chapter and of chapter 388-88 WAC.

AMENDATORY SECTION (Amending Order 2799, filed 5/24/89)

- WAC 388-96-210 Scope of field audits. (1) Auditors will review the contractor's recordkeeping and accounting practices and, where appropriate, make written recommendations for improvements.
- (2) The audit will result in a schedule summarizing adjustments to the contractor's cost report whether such adjustments eliminate costs reported or include costs not reported. These adjustments shall include an explanation for the adjustment, the general ledger account or account group, and the dollar amount. Auditors will examine the contractor's financial and statistical records to verify that:
- (a) Supporting records are in agreement with reported data;
- (b) Only those assets, liabilities, and revenue and expense items the department has specified as allowable have been included by the contractor in computing the costs of services provided under its contract;
- (c) Allowable costs have been accurately determined and are necessary, ordinary, and related to patient care;
- (d) Related organizations and beneficial ownerships or interests have been correctly disclosed;
- (e) Recipient trust funds have been properly maintained; and
- (f) The contractor is otherwise in compliance with provisions of this chapter and chapter 74.46 RCW.
- (3) In determining allowable costs for each contractor for each cost report year selected for field audit, auditors

- shall consider and include in their adjustments, as appropriate, all ((lid)) peer group cost center limit adjustments as provided in subsections (4) and (5) of this section and other desk review adjustments previously made to the reported costs being audited, that is, made to such costs for the purpose of establishing a contractor's July 1 Medicaid rate following the cost report period under audit.
- (4) Beginning with 1992 audits, in auditing cost reports for all calendar years ending six months before the start of each new biennium, auditors shall disallow costs in excess of the nursing facility's peer group median cost plus percentage limit in each cost center without inflating or deflating such limits by the IPD Index change used to adjust prospective rates for the first fiscal year of the biennium for economic trends and conditions.
- (5) Beginning with 1993 audits, in auditing cost reports for all calendar years ending six months after the start of each new biennium, auditors shall disallow costs in excess of the nursing facility's peer group median cost plus percentage limit in each cost center, calculated on adjusted cost report data for the preceding report year ending six months prior to the start of the new biennium but inflated or deflated by the IPD Index change used to adjust prospective rates for the first fiscal year of the biennium for economic trends and conditions.
- (6) Auditors will prepare draft audit narratives and summaries and provide them to the contractor before final narratives and summaries are prepared.

Reviser's note: The unnecessary underscoring in the above section occurred in the copy filed by the agency and appears in the Register pursuant to the requirements of RCW 34.08.040.

AMENDATORY SECTION (Amending Order 2573, filed 12/23/87)

- WAC 388-96-226 Shifting provisions. In computing a preliminary or final settlement, a contractor may shift savings and/or overpayment in a cost center to cover a deficit and/or underpayment in another cost center up to the amount of the savings, provided:
- (1) Contractors may not shift more than twenty percent of the rate in a cost center into that cost center;
- (2) Contractors may not shift into the property cost center;
- (3) Beginning January 1, 1988, contractors may not shift out of the nursing services cost center;
- (4) Beginning January 1, 1988, contractors may shift savings and/or overpayments in the food cost center only to cover deficits and/or underpayments in the nursing services cost center; and
- (5) Beginning January 1, 1988, contractors shall shift payments in the enhancement cost center shown to have been spent for legislatively authorized enhancements, <u>funding</u> for which terminated June 30, 1990, to nonadministrative wages and benefits to the nursing services and administration and operations cost centers, as appropriate. Such funds shall be shifted for no other purpose((-));
- (6) Beginning January 1, 1993, contractors shall not shift from the operational cost center to the administrative cost center;
- (7) For calendar years 1992 and 1993 only, and for final settlement purposes only, a contractor may shift, as autho-

rized in this section, rate payments into the appropriate cost center without regard to the peer group median cost plus percentage limit for that cost center used by the department to establish the facility's July 1 rate following the period being settled.

(8) Beginning with final settlements for calendar year 1994 and following, a contractor may not shift rate payments into any cost center, for settlement or any other purpose, if the total rate payment in that cost center, after shifting, would exceed the contractor's peer group median cost plus percentage limit for that cost center previously used by the department in establishing that facility's July I rate in that cost center following the period being settled.

Reviser's note: RCW 34.05.395 requires the use of underlining and deletion marks to indicate amendments to existing rules. The rule published above varies from its predecessor in certain respects not indicated by the use of these markings.

AMENDATORY SECTION (Amending Order 2573, filed 12/23/87)

WAC 388-96-228 Cost savings. (1) ((Contractors shall refund all payments in excess of allowable costs:

- (a) Received prior to July 1, 1983;
- (b) For medical care recipients; and
- (e) For patient care, food, administration and operations, and property cost areas, taking into account any authorized shifting.
- (2) Beginning July 1, 1983, contractors shall be permitted to retain a portion of payments received in the administration and operations and property cost areas for recipients, in excess of allowable costs for those recipients,)) Beginning with settlements for calendar year 1993 and following, contractors may not retain cost savings if the sum of the reported costs in the property and administrative cost centers exceeds audited allowable costs in those cost centers by a total of ten cents or more per patient day. For facilities that qualify, cost savings will be determined according to the following procedures:
- (a) Based upon the latest information available, the department shall, by December 31st of each year, notify contractors of the fiftieth percentile rates in the ((administration and operations)) administrative and property cost areas for the period July 1st through December 31st.
- (b) A contractor shall be permitted to retain, after allowable shifting, seventy-five percent of cost savings in the ((administration and operations)) administrative cost area or the property cost area, multiplied by medical care recipient days of service, if the average rate for the cost report period, computed according to department instructions in such cost area, is at or below the fiftieth percentile rate.
- (c) A contractor shall be permitted to retain, after allowable shifting, fifty percent of cost savings in the ((administration and operations)) administrative cost area or property cost area, multiplied by medical care recipient days of service, if the average rate for the cost report period, computed according to department instructions in such cost area, is above the fiftieth percentile rate.
- (((d) Contractors may not retain cost savings for calendar year 1985 and subsequently if the sum of the reported costs in the property cost center and the administration and operations cost center exceed audited allowable

- eosts in those cost centers by ten cents or more per patient day.))
- (3) The department shall recover cost savings attributable to any industrial insurance dividend or premium discount under RCW 51.16.035 in proportion to the ratio of medical care recipients to other patients at the facility.
- (4) For the 1983 cost reporting period, the department shall compute cost savings but shall prorate allowable savings by the proportion of Medicaid patient days reported for July 1st through December 31st to the total number of Medicaid patient days reported for the year.
- (5) The department shall compute cost savings calculated for the final settlement on closing cost reports using property costs without consideration of any gain or loss on the sale of assets in the report year.

Reviser's note: The unnecessary underscoring in the above section occurred in the copy filed by the agency and appears in the Register pursuant to the requirements of RCW 34.08.040.

AMENDATORY SECTION (Amending Order 3424, filed 7/23/92, effective 8/23/92)

WAC 388-96-505 Offset of miscellaneous revenues.

- (1) The contractor shall reduce allowable costs whenever the item, service, or activity covered by such costs generates revenue or financial benefits (e.g., purchase discounts or rebates) other than through the contractor's normal billing for care services; except, the department shall not deduct from the allowable costs of a nonprofit facility unrestricted grants, gifts, and endowments, and interest therefrom.
- (2) The contractor shall reduce allowable costs for holdbed revenue in the property ((and-administration and operations)), administrative, and operational cost areas only. In the property cost area, the amount of reduction will be determined by dividing a facility's allowable property costs by total patient days and multiplying the result by total holdroom days. In the administrative cost area, the amount of the bed hold revenue shall be determined by dividing a facility's allowable administrative costs by total patient days and multiplying the result by total hold-room days. In the ((administration and operations)) operational cost area, the amount of reduction will be determined by dividing allowable ((administration and operations)) operational costs minus dietary((7)) and laundry((7 and nursing supply)) costs by the total patient days and multiplying the result by total hold-room days.
- (3) Where goods or services are sold, the amount of the reduction shall be the actual cost relating to the item, service, or activity. In the absence of adequate documentation of cost, it shall be the full amount of the revenue received. Where financial benefits such as purchase discounts or rebates are received, the amount of the reduction shall be the amount of the discount or rebate. Financial benefits such as purchase discounts and rebates, including industrial insurance rebates, shall be offset against allowable costs in the year the contractor actually receives the benefits.
- (4) Only allowable costs shall be recovered under this section. Costs allocable to activities or services not included in ((SNF or ICF)) nursing facility services (e.g., costs of vending machines and services specified in chapter 388-86 WAC not included in ((SNF or ICF)) nursing facility services) are nonallowable costs.

Permanent [6]

AMENDATORY SECTION (Amending Order 2105, filed 5/30/84.)

WAC 388-96-508 Travel expenses for members of trade association boards of directors. Travel expenses for members of trade association boards of directors otherwise meeting the requirements of this chapter will be allowable for twelve meetings per calendar year subject to any applicable cost center limit established by this chapter.

AMENDATORY SECTION (Amending Order 2105, filed 5/30/84.)

WAC 388-96-509 Boards of directors fees. Fees paid to members of boards of directors of corporations operating nursing homes shall be ((included in any tests or limits on management or administrative compensation or expense)) subject to any applicable cost center limit established by this chapter.

AMENDATORY SECTION (Amending Order 1613, filed 2/25/81)

WAC 388-96-513 Limit on costs to related organizations. (1) Costs applicable to services, facilities and supplies furnished by organizations related to the contractor shall be allowable only to the extent they do not exceed the lower of the cost to the related organization or the price of comparable services, facilities or supplies purchased elsewhere subject to any applicable cost center limit established by this chapter. The term "related organization" is defined in WAC 388-96-010.

(2) Documentation of costs to related organizations shall be made available to the auditor at the time and place the financial records relating to the entity are audited. Payments to or for the benefit of the related organization will be disallowed where the cost to the related organization cannot be documented.

AMENDATORY SECTION (Amending Order 2025, filed 9/16/83)

WAC 388-96-521 Start-up costs. Necessary and ordinary start-up costs, as defined in WAC 388-96-010, will be allowable in the ((administration and operations)) administrative cost area, subject to any applicable cost center limit established by this chapter, if they are amortized over not less than sixty consecutive months beginning with the month in which the first patient is admitted for care.

Reviser's note: RCW 34.05.395 requires the use of underlining and deletion marks to indicate amendments to existing rules. The rule published above varies from its predecessor in certain respects not indicated by the use of these markings.

AMENDATORY SECTION (Amending Order 2025, filed 9/16/83)

WAC 388-96-523 Organization costs. (1) Necessary and ordinary costs which are directly incident to the creation of a corporation or other form of business of the contractor and that are incurred prior to the admission of the first patient, will be allowable in the ((administration and operations)) administrative cost area, subject to any applicable cost center limit established by this chapter, if they are amortized

over not less than sixty consecutive months beginning with the month in which the first patient is admitted for care.

(2) Allowable organization costs, as limited by subsection (1) of this section, include but are not limited to legal fees incurred in establishing the corporation or other organization and fees paid to states for incorporation. They do not include costs relating to the issuance and sale of shares of capital stock or other securities.

AMENDATORY SECTION (Amending Order 2105, filed 5/30/84)

WAC 388-96-525 Education and training. (1) Necessary and ordinary expenses of on-the-job training and in-service training required for employee orientation and certification training directly related to the performance of duties assigned will be allowable costs.

- (2) Ordinary expenses of nursing assistant training conducted pursuant to chapter 18.52A RCW will be allowable costs.
- (3) Necessary and ordinary expenses of recreational and social activity training conducted by the contractor for volunteers will be allowable costs. Expenses of training programs for other nonemployees will not be allowable costs.
- (4) Expenses for travel in the states of Idaho, Oregon, and Washington and the province of British Columbia associated with education and training will be allowable if the expenses meet the requirements of this chapter.
- (5) Costs designated by this section as allowable shall be subject to any applicable cost center limit established by this chapter.

AMENDATORY SECTION (Amending Order 2025, filed 9/16/83)

WAC 388-96-529 Total compensation—Owners, relatives, and certain administrative personnel. ((For purposes of the tests in WAC 388-96-531, 388-96-533, and 388-96-535)) Subject to any applicable cost center limit established by this chapter, total compensation shall be as provided in the employment contract, including benefits, whether such contract is written, verbal, or inferred from the acts of the parties. In the absence of a contract, total compensation shall include gross salary or wages and benefits (e.g., health insurance) made available to all employees, but excluding payroll taxes paid by the contractor.

AMENDATORY SECTION (Amending Order 2025, filed 9/16/83)

WAC 388-96-531 Owner or relative—Compensation. (1) Total compensation of an owner or relative of an owner shall be limited to ordinary compensation for necessary services actually performed.

- (a) Compensation is ordinary if it is the amount usually paid for comparable services in a comparable facility to an unrelated employee, and does not exceed <u>any applicable cost center</u> limit((9)) set out in this chapter.
- (b) A service is necessary if it is related to patient care and would have had to be performed by another person if the owner or relative had not done it.

- (2) The contractor, in maintaining customary time records adequate for audit, shall include such records for owners and relatives who receive compensation. Such records shall document compensated time was spent in provision of necessary services actually performed.
- (3) For purposes of this section, if the contractor with the department is a corporation, "owner" includes all corporate officers and directors.

AMENDATORY SECTION (Amending Order 2742, filed 12/21/88)

WAC 388-96-533 Maximum allowable compensation of certain administrative personnel. (1) The department shall allow <u>prudent and cost-conscious</u> costs of compensation for administrative personnel, subject to ((the)) <u>any applicable cost center limit((s))</u> promulgated ((pursuant to subsection (5) of this section)) by this chapter.

- (2) ((The department shall allow total compensation of the licensed administrator for services actually rendered to a nursing home on a full time basis (at least forty hours per week, including reasonable vacation, holiday, and sick time) at the lower of:
 - (a) Actual compensation received, or
- (b) The amount in the table promulgated pursuant to subsection (5) of this section corresponding to the number of beds in the nursing home.)) Compensation of the licensed administrator shall be allowable only if the department is given written notice of the administrator's employment within ten days after the employment begins.
- (3) ((The department shall allow total compensation of not more than one full-time licensed assistant administrator if there are at least eighty-beds in the nursing home, at the lower of:
 - (a) Actual compensation received, or
- (b) Seventy-five percent of the appropriate amount in the table promulgated pursuant to subsection (5) of this section.
- (4) The department shall allow total compensation of not more than one full time registered administrator intraining at the lower of:
 - (a) Actual compensation received, or
- (b) Sixty percent of the appropriate amount in the table promulgated pursuant to subsection (5) of this section.

Maximum Allowable Total Compensation for Licensed-Administrators Calendar Year 1987

	Bed Siz	Bed Size		
1	79	-\$33,672		
80 -	159	\$37,265		
160	and up	\$39,615		

(6) The department shall determine maximum total compensation for licensed administrators of nursing facilities in the various bed size categories in subsequent years based on tables to be issued annually in writing. For 1987 and subsequent years, tables shall reflect calendar year 1986 maximums increased by any inflation adjustment authorized by the legislature.

- (7) If the licensed administrator, licensed assistant administrator, or registered administrator in training regularly work fewer than forty hours per week, the department shall allow compensation at the lower of:
 - (a) Actual compensation received, or
- (b) The appropriate amount in the table promulgated in subsection (5) of this section:
- (i) Multiplied by the actual hours worked, plus reasonable vacation, holiday, and sick time normally available to employees working similar hours; and
- (ii) Divided by forty-hours per week for each week covered by the cost report. Further discounting is required if the person was not licensed or registered and/or worked for less than the entire report period.
- (8))) The contractor shall maintain time records which are adequate for audit for the licensed administrator, assistant administrator, and/or administrator-in-training. The contractor shall include in such records verification of the actual hours of service performed for the nursing home.
- (((9) The department shall limit total reimbursement for administrative and management services to allowable compensation for administrative personnel set forth in this section. The department shall apply this policy regardless of the provisions of any employment, management or consultation agreement, or other arrangement existing between the contractor and persons or organizations providing such services. The department shall further limit reimbursement for payroll taxes for administrative personnel to such taxes associated with allowable compensation only for administrative personnel as set forth in this section.
- (10)) (4) The department shall not consider costs of an administrator-in-training for the purpose of setting the ((administration and operations)) administrative prospective rate. The department shall reimburse the costs of an approved administrator-in-training program by an adjustment to current rate. To obtain an adjustment, the contractor shall submit a request for an increase in current rate together with necessary documentation which shall include:
- (a) A copy of the department of licensing approval of the administrator-in-training program, and
- (b) A schedule indicating the commencement date, expected termination date, salary or wage, hours, and costs of benefits. The contractor shall notify the department, at least thirty days in advance, of the actual termination date of the administrator-in-training program. Upon termination of the program, the department shall reduce the current rate by an amount corresponding to the cost of the program.
- (5) As similarly provided in WAC 388-96-210 regarding field audits, the department shall commence to apply a facility's peer group median cost plus percentage limit in the administrative cost area, in place of administrative personnel compensation limits previously contained in this section, beginning with report year 1992.

AMENDATORY SECTION (Amending Order 2573, filed 12/23/87)

WAC 388-96-535 Management agreements, management fees, and central office services. (1) If a contractor intends to enter into a management agreement with an individual or firm managing the nursing home as an agent of the contractor, the contractor shall send a copy of the

agreement to the department at least sixty days before the agreement is to become effective. A contractor shall send a copy of any amendment to a management agreement to the department at least thirty days in advance of the date the amendment is to become effective. The department shall not allow management fees for periods prior to the time the department receives a copy of the applicable agreement. When necessary for the health and safety of medical care recipients, the department may waive the sixty-day notice requirement in writing.

- (2) The department shall allow management fees only if:
 - (a) A written management agreement both:
- (i) Creates a principal and/or agent relationship between the contractor and the manager; and
- (ii) Sets forth the items, services, and activities to be provided by the manager.
- (b) Documentation demonstrates the services contracted for were actually delivered, were nonduplicative of other services rendered to the facility directly or indirectly, and the services were necessary to care for the residents of the facility. Fees are allowable only for such necessary, nonduplicative services to the extent they are of the nature and magnitude that prudent and cost-conscious management would pay.
- (3) Allowable fees for <u>all</u> general management services of any kind referenced in this section, including corporate or business entity management and board of director's fees and including management fees not allocated to specific services, are ((limited)) subject to ((÷
- (a) The maximum allowable compensation under WAC 388 96-533 of the licensed administrator and, if the facility has at least eighty beds, of an assistant administrator, less
- (b) Actual compensation received by the licensed administrator and by the assistant administrator and administrator in training, if any. In computing maximum allowable compensation under WAC 388-96-533 for a facility with at least eighty set up beds, include the maximum compensation of an assistant administrator even if no assistant administrator is employed)) any applicable cost center limit established by this chapter.
- (4) A management fee paid to or for the benefit of a related organization shall be allowable ((to the extent the fee does not exceed the lesser of:
- (a) The limits set out in subsection (3) of this section;
- (b))) at the lower of the actual cost to the related organization of providing necessary services related to patient care under the agreement, or the cost of comparable services purchased elsewhere. Where costs to the related organization represent joint facility costs, the department shall comply with WAC 388-96-534 in measuring such costs.
- (5) Central office costs, owner's compensation, and other fees or compensation, including joint facility costs, for general administrative and management services, including the management expense not allocated to specific services, shall be subject to ((the management fee limits determined in subsections (3) and (4) of this section)) any cost center limit established by this chapter.
- (6) Necessary travel and housing expenses of nonresident staff working at a contractor's nursing facility shall be

- considered allowable costs if the visit does not exceed three weeks. ((Travel and housing expenses necessary for visits in excess of three weeks are management costs and shall be subject to the management fee limits determined in subsections (3) and (4) of this section.))
- (7) Bonuses paid to employees at a contractor's nursing facility shall be considered compensation. ((Bonuses paid to employees:
- (a) At a contractor's central office or elsewhere other than at the nursing facility, and
- (b) Who are not engaged in nonmanagerial services such as accounting, are management costs and shall be subject to the management fee limits determined in subsections (3) and (4) of this section.))
- (8) As similarly provided in WAC 388-96-210 regarding field audits, the department shall commence to apply a facility's peer group median cost plus percentage limit in the administrative cost area, in place of management fee limits previously contained in this section, beginning with report year 1992.

AMENDATORY SECTION (Amending Order 3270, filed 10/29/91, effective 11/29/91)

WAC 388-96-569 Retirement of depreciable assets.

- (1) Where depreciable assets are disposed of through sale, trade-in, scrapping, exchange, theft, wrecking, or fire or other casualty, depreciation shall no longer be taken on the assets. No further depreciation shall be taken on permanently abandoned assets.
- (2) Where an asset has been retired from active use but is being held for stand-by or emergency service, and the department has determined that it is needed and can be effectively used in the future, depreciation may be taken.
- (3) For rate setting effective July 1, 1991 ((, and following)) through June 30, 1993, if a Medicaid contractor or lessor related to a lessee Medicaid contractor, as defined in this chapter, sells any or all of the nursing facility's tangible and/or intangible assets, including, but not limited to, land, building, equipment, supplies, goodwill, and beds authorized by certificate of need, the department shall recover depreciation reimbursement paid to the selling contractor or lessee related to the selling lessor. However, the department shall recover depreciation reimbursement only to the extent there was a gain on sale as defined in this chapter. Further, the department shall recover depreciation reimbursement for depreciation from July 1, 1991, forward only.
- (4) Recovery of depreciation reimbursement as authorized in this section shall apply to all transfers of assets by sale on or after July 1, 1991, unless pursuant to an enforceable agreement in place prior to July 1, 1991, and on file with the department's rates management office on or before December 31, 1991.
- (5) Recovery of depreciation reimbursement shall be from the buyer whether or not such buyer operates the nursing facility or is a Medicaid contractor. If recovery cannot be made from the buyer in whole or in part, the amount due shall be recovered from the selling contractor or selling lessor related to the contractor. If the buyer leases some or all of the assets purchased to a related party or organization as defined in this chapter, the department may

recover directly from such related party or organization. The total amount subject to recovery shall be due and payable immediately after transfer of the assets by sale. However, the department may establish a repayment schedule to recover depreciation reimbursement for a period not to exceed six months after the transfer by sale.

- (6) If repayment is not made immediately or commenced and maintained in accordance with a repayment schedule agreeable to the department, the department shall deduct the recovery from the monthly payments, if any, for Medicaid services made to the buyer, or from payments, if any, made to a contractor related to the buyer as defined in this chapter. Such method of recovery shall be in addition to all other means of recovering debt to the state authorized by law.
- (7) The depreciation base of depreciable assets and the cost basis of nondepreciable assets for all partial or whole Medicaid rate periods after the sale shall be established or continued in accordance with the provisions of this chapter. Neither shall be adjusted to reflect any liability for recovery of depreciation reimbursement. Upon request, the department shall provide to any prospective buyer or seller of nursing facility assets the total depreciation reimbursement paid from July 1, 1991 through June 30, 1993 to the selling contractor or lessee related to the selling lessor.

Reviser's note: The unnecessary underscoring in the above section occurred in the copy filed by the agency and appears in the Register pursuant to the requirements of RCW 34.08.040.

AMENDATORY SECTION (Amending Order 2270, filed 8/19/85)

WAC 388-96-580 Operating leases of office equipment. Rental costs of office equipment under arm's-length operating leases shall be allowable to the extent such costs are necessary, ordinary, and related to patient care. Beginning January 1, 1985, office equipment rental costs shall be reimbursed in the administration and operations cost center. Office equipment may include items typically used in administrative or clerical functions such as telephones ((or PBX equipment)), copy machines, desks and chairs, calculators and adding machines, file cabinets, typewriters, and computers. However, expenses of leasing computers may not be reimbursed in excess of ten cents per patient day. Effective with July 1, 1993 rate setting, office equipment rental costs shall be reimbursed in the administrative cost center.

AMENDATORY SECTION (Amending Order 2970, filed 4/17/90, effective 5/18/90)

- WAC 388-96-713 Rate determination. (1) Each contractor's reimbursement rate will be determined prospectively once each ((ealendar year)) state biennium as provided in this chapter to be effective July 1 of the first fiscal year of each biennium. Rates shall be adjusted as provided in this chapter to be effective July 1 of the second year of each biennium and may be adjusted more frequently to take into account program changes.
- (2) ((If the contractor participated in the program for at least six months of the prior calendar year, its nursing services, administration and operations, property and return

on investment rates will be determined based on the contractor's allowable costs in the prior period.)) If the contractor participated in the program for less than six months of the prior calendar year, its rates will be determined by procedures set forth in WAC 388-96-710.

(3) Beginning with rates effective July 1, 1984, contractors submitting correct and complete cost reports by March 31st, shall be notified of their rates by July 1st, unless circumstances beyond the control of the department interfere.

AMENDATORY SECTION (Amending Order 3424, filed 7/23/92, effective 8/23/92.)

WAC 388-96-716 Cost areas. A contractor's overall reimbursement rate for medical care recipients shall consist of the total of ((five)) six component rates, each covering one cost area. The ((five)) six cost areas are:

- (1) Nursing services;
- (2) Food:
- (3) ((Administration and operations)) Administrative;
- (4) Operational;
- (5) Property; and
- $((\frac{5}{1}))$ (6) Return on investment.

AMENDATORY SECTION (Amending Order 2970, filed 4/17/90, effective 5/18/90.)

WAC 388-96-719 Method of rate determination. (1) ((The department shall take data used in determining rates from the most recent complete, desk-reviewed annual cost report submitted by contractors.

- (2) The department shall exclude data containing obvious errors from the determination of predicted costs and rate upper limits for WAC 388 96-735.
- (3) The department shall apply inflation adjustments as follows:
- (a) For July rate setting, a percentage adjustment determined by the legislature shall be applied to allowable costs in the nursing services and administration and operations cost areas if the cost report for a contractor covers all twelve months of the cost report period. If the cost report covers less than twelve months, the department shall reduce the inflation factor to reflect the shorter period.
- (b) The department shall apply an inflation factor of 2.5 percent to the January 1, 1983, food cost area rate for all contractors to determine the July 1, 1983, food cost center rate. For July rate setting in subsequent years, the department shall apply the adjustment factor determined annually by the legislature to the January 1, 1983, rate.
- (c) The department shall not increase property, return on investment, or enhancement rates for inflation adjustments determined by the legislature in biennial budget acts.
- (4))) The principles contained in this section are inherent in rate setting effective with July 1, 1993 and following nursing facility prospective rates.
- (2) Reimbursement rates shall be established or adjusted prospectively, on a per patient day basis, once each calendar year, to be effective July 1, and shall follow a two-year cycle corresponding to each state fiscal biennium; provided that, a nursing facility's rate for the first fiscal year of any biennium, unless the operator qualifies as a "new contractor" under the provisions of this chapter, must be established

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upon its own prior calendar year cost report data covering at least six months.

- (3) A contractor's rates in the nursing services, food, administrative, and operational cost centers for the first year of the state fiscal biennium (first fiscal year) shall be adjusted downward or upward for economic trends and conditions when set effective July 1 of the first fiscal year in accordance with subsections (4), (5) and (6) of this section, and adjusted again downward or upward for economic trends and conditions effective July 1 of the second year of the state fiscal biennium (second fiscal year) in accordance with subsections (7), (8) and (9) of this section.
- (4) The July 1 cost center rates referenced in subsection (3) of this section shall, for the first fiscal year of each biennium, be adjusted by the change in the Implicit Price Deflator for Personal Consumption Expenditures Index published by the United States Department of Commerce, Economics and Statistics Administration, Bureau of Economic Analysis ("IPD Index").
- (5) The period used to measure the change in the IPD Index shall be the calendar year preceding the July 1 commencement of the state fiscal biennium (first calendar year). The change in the IPD Index shall be calculated by:
- (a) Consulting the latest quarterly IPD Index available to the department no later than February 28 following the first calendar year to determine, as nearly as possible, the applicable expenditure levels as of December 31 of the first calendar year;
- (b) Subtracting from the expenditure levels taken from the quarterly IPD Index described in subsection (5)(a) of this section the expenditure levels taken from the IPD Index for the quarter occurring one year prior to the quarterly IPD Index described in subsection (5)(a) of this section; and
- (c) Dividing the difference by the level of expenditures from the quarterly IPD Index occurring one year prior to the quarterly IPD Index described in subsection (5)(a) of this section.
- (6) In applying the change in the IPD Index to establish first fiscal year nursing services, food, administrative and operational cost center rates for a contractor having at least six months, but less than twelve months, of cost report data from the prior calendar year, the department shall prorate the downward or upward adjustment by a factor obtained by dividing the contractor's actual calendar days of report data by two, adding three hundred sixty-five, and dividing the resulting figure by five hundred forty-eight.
- (7) For the second year of each state fiscal biennium, a contractor's July 1 cost center rates referenced in subsection (2) of this section shall be the July 1 component rates for the first year of the state fiscal biennium, adjusted downward by any decrease, or upward by one and one-half times any increase, in the Nursing Home Input Price Index without Capital Costs published by the Health Care Financing Administration of the United States Department of Health and Human Services ("HCFA Index").
- (8) The period used to measure the change in the HCFA Index shall, subject to subsection (9) of this section, be the calendar year preceding the July 1 commencement of the state fiscal biennium (first fiscal year). The change in the HCFA Index shall be calculated by:
- (a) Consulting the latest quarterly HCFA Index available to the department no later than February 28 following the

- first calendar year to determine, as nearly as possible, the applicable price levels as of December 31 of the first calendar year;
- (b) Subtracting from the price levels taken from the quarterly HCFA Index described in subsection (8)(a) of this section the price levels taken from the HCFA Index for the quarter occurring one year prior to the quarterly HCFA Index described in subsection (8)(a) of this section; and
- (c) Dividing the difference by the price levels from the quarterly HCFA Index occurring one year prior to the quarterly HCFA Index described in subsection (8)(a).
- (9) In the event the change in the HCFA Index measured over the calendar year ending six months after the July 1 commencement of the state fiscal biennium (second calendar year), is twenty-five percent greater or less than the change in the HCFA Index measured over the first calendar year, the department shall use any HCFA Index decrease, or one and one-half times any HCFA increase, from the second calendar year to adjust downward or upward, respectively, nursing facilities' nursing services, food, administrative, and operational component rates for July 1 of the second fiscal year of the biennium. The change in the HCFA Index shall be calculated by:
- (a) Consulting the latest quarterly HCFA Index available to the department no later than February 28 following the second calendar year to determine, as nearly as possible, the applicable price levels as of December 31 of the second calendar year;
- (b) Subtracting from the price levels taken from the quarterly HCFA Index described in subsection (9)(a) of this subsection the price levels taken from the HCFA Index for the quarter occurring one year prior to the quarterly HCFA Index described in subsection (9)(a) of this section; and
- (c) Dividing the difference by the price levels from the quarterly HCFA Index occurring one year prior to the quarterly HCFA Index described in subsection (9)(a).
- (10) The department shall compute the occupancy level for each facility by dividing the actual number of patient days by the product of the numbers of licensed beds and calendar days in the report period. If a facility's occupancy is below eighty-five percent, the department shall compute, per patient day, return on investment, property ((and administration and operations)), administrative, and operational prospective rates and ((lids)) limits utilizing patient days at the eighty-five percent occupancy level. The department shall use actual occupancy level for facilities at or above eighty-five percent occupancy.
- (((5))) (11) If a nursing home provides residential care to individuals other than ((skilled or intermediate care patients)) those receiving nursing facility care:
 - (a) The facility may request in writing, and
- (b) The department may grant in writing an exception to the requirements of subsection (((4))) (10) of this section by including such other residents in computing occupancy. Exceptions granted shall be revocable effective ninety days after written notice of revocation is received from the department. No exception shall be granted unless the contractor submits with the annual cost report a certified statement of occupancy including all residents of the facility and their status or level of care.

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AMENDATORY SECTION (Amending Order 3424, filed 7/23/92, effective 8/23/92.)

- WAC 388-96-722 Nursing services cost area rate. (1) ((The department shall pay the nursing services cost area reimbursement rate for the necessary and ordinary costs of providing routine nursing and related care to recipients.)) The nursing services cost center shall include for reporting and auditing purposes all costs relating to the direct provision of nursing and related care, including fringe benefits and payroll taxes for nursing and related care personnel and for the cost of nursing supplies. The cost of one-to-one care shall include care provided by qualified therapists and their employees only to the extent the costs are not covered by Medicare, part B, or any other coverage.
- (2) In addition to other limits contained in this chapter, the department shall subject nursing service costs to ((two reasonableness tests:
 - (a))) a test for nursing staff hours ((; and
- (b) A test for cost increases between the current and preceding report period)) according to the procedures set forth in subsection (3) of this section.
- (3) The test for nursing staff hours referenced in subsection (2)(((a))) of this section shall use a regression of hours reported by facilities for registered nurses, licensed practical nurses, and nurses' assistants, including:
- (a) Purchased and allocated nursing and assistant staff time; and
- (b) The average patient debility score for the corresponding facilities as computed by the department. The department shall compute the regression every two years which shall be effective for the entire biennium, beginning July 1, 1993, and shall take data for the regression from:
 - (i) Correctly completed cost reports; and
- (ii) Patient assessments completed by nursing facilities and transmitted to the department in accordance with the minimum data set (MDS) format and instructions, as may be corrected after departmental audit or other investigation, for the corresponding calendar report year and available at the time the regression equation is computed. Effective January 1, 1988, the department shall not include the hours associated with off-site or class room training of nursing assistants and the supervision of such training for nursing assistants in the test for nursing staff hours. The department shall calculate and set for each facility a limit on nursing and nursing assistant staffing hours at predicted staffing hours plus 1.75 standard errors, utilizing the regression equation calculated by the department. The department shall reduce costs for facilities with reported hours exceeding the limit by an amount equivalent to:
 - (A) The hours exceeding the limit;
- (B) Times the average wage rate for nurses and assistants indicated on cost reports for the year in question, including benefits and payroll taxes allocated to such staff. The department shall provide contractors' reporting hours exceeding the limit the higher of their January 1983 patient care rate or the nursing services rate computed for them according to the provisions of this subsection, plus applicable inflation adjustments.
- (4) ((The test for cost increases referenced in subsection (2)(b) of this section shall compare:

- (a) The percentage change in allowable nursing services cost for the facility between the most recent cost report period and the next prior cost report period, excluding actual cost incurred relating to, but not to exceed an amount equal to, any prospective rate revision granted under WAC 388 96-774 in each cost report year;
- (b) Against the percentage change in the medical care component of the consumer price index for all urban consumers between July of the most recent cost report period and July of the next prior cost report period. The department shall limit facilities reporting increases greater than the medical care component of the consumer price index to a rate determined by their adjusted patient care costs for the period immediately preceding the most recent cost report period, inflated by the medical care component of the consumer price index.
- (5) In calculating and applying the test for cost increases, the department shall measure the allowable nursing services cost increase between the most recent and the next prior cost report periods on a total cost basis and on a perpatient day cost basis only. The department shall utilize for each contractor the basis showing the lesser increase.
- (6))) For all rates effective after June 30, 1991, nursing services costs, as reimbursed within this chapter ((and as tested for reasonableness within this section)), shall not include costs of any purchased nursing care services, including registered nurse, licensed practical nurse, and nurse assistant services, obtained through service contract arrangement (commonly referred to as "nursing pool" services), in excess of the amount of compensation which would have been paid for such hours of nursing care service had they been paid at the average hourly wage, including related taxes and benefits, for in-house nursing care staff of like classification at the same nursing facility, as reported in the most recent cost report period.
- (((7))) (5) Staff of like classification shall mean only the nursing classifications of registered nurse, licensed practical nurse or nurse assistant. The department shall not recognize particular individuals, positions or subclassifications within each classification for whom pool staff may be substituting or augmenting. The department shall derive the facility average hourly wage for each classification by dividing the total allowable regular and overtime salaries and wages, including related taxes and benefits, paid to facility staff in each classification divided by the total allowable hours worked for each classification. All data used to calculate the average hourly wage for each classification shall be taken from the cost report on file with the department's rates management office for the most recent cost report period.
- (((8) The department shall suspend application of the cost increase limitation, authorized by subsections (2)(b) and (4) of this section, for the July 1, 1991, through June 30, 1992, rate period only. The limitations shall remain in effect for all other rate periods and the suspension shall not affect application of the nursing hours lid, authorized by subsections (2)(a) and (3) of this section, which shall remain in effect for all rate periods.))
- (6) Once every two years, when the rates are set at the beginning of each new biennium, starting with July 1, 1993 prospective rate setting, the department shall determine peer group median cost plus limits for the nursing services cost center in accordance with this section.

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- (a) The department shall divide into two peer groups nursing facilities located in the state of Washington providing services to Medicaid residents. These two peer groups shall be:
- (i) Those nursing facilities located within a Metropolitan Statistical Area (MSA) as defined and determined by the United States Office of Management and Budget or other applicable federal office (MSA facilities); and
- (ii) Those not located within such an area (Non-MSA facilities).
- (b) Prior to any adjustment for economic trends and conditions under WAC 388-96-719, the facilities in each peer group shall be arrayed from lowest to highest by magnitude of per patient day adjusted nursing services cost from the prior cost report year, which shall include all costs of nursing supplies and purchased and allocated medical records, regardless of whether any such adjustments are contested by the nursing facility. All available cost reports from the prior cost report year having at least six months of cost report data shall be used, including all closing cost reports covering at least six months. Costs current-funded by means of rate adjustments, granted under the authority of WAC 388-96-774 and commencing in the prior cost report year, shall be included in costs arrayed; however, costs current-funded by rate adjustments commencing January 1 through June 30 following the prior cost report year shall be excluded from costs arrayed.
- (c) The median or fiftieth percentile nursing facility cost in nursing services for each peer group shall then be determined. In the event there are an even number of facilities within a peer group, the adjusted nursing services cost of the lowest cost facility in the upper half shall be used as the median cost for that peer group. Facilities at the fiftieth percentile in each peer group and those immediately above and below it shall be subject to field audit in the nursing services cost area prior to issuing new July 1 rates.
- (7) Except as may be otherwise specifically provided in this section, beginning with July 1, 1993 prospective rates, nursing services component rates for facilities within each peer group shall be set for the first fiscal year of each state biennium at the lower of:
- (a) The facility's adjusted per patient day nursing services cost from the most recent prior report period, reduced or increased by the change in the IPD Index as authorized by WAC 388-96-719; or
- (b) The median nursing services cost for the facility's peer group plus twenty-five percent of that cost, reduced or increased
- by the change in the IPD Index as authorized by WAC 388-96-719.
- (8) Adjustments previously made to current fund nursing services costs, pursuant to WAC 388-96-774 and commencing in the prior cost report year, shall be reflected in first fiscal year prospective rates only by their inclusion in the costs arrayed and no facility shall receive, based upon any calculation or consideration of any such prior report year adjustment, a July 1 nursing services rate higher than that provided in subsection (7) of this section.
- (9) For July 1, 1993 rate setting only, if a nursing facility is impacted by the peer group median cost plus twenty-five percent limit in its nursing services cost, such facility shall not receive a per patient day prospective rate in

- nursing services for July 1, 1993 lower than the same facility's prospective rate in nursing services as of June 30, 1993, as reflected in departmental records as of that date, inflated by any increase in the IPD Index authorized by WAC 388-96-719.
- (10) For July 1, 1993 rate setting only, nursing services rate adjustments, granted under authority of WAC 388-96-774 and commencing from January 1, 1993 through June 30, 1993, shall be added to a facility's nursing services rate established under subsection (7) of this section. For all rate setting beginning July 1, 1995 and following, such rate increases to reflect nursing services rate adjustments, granted under authority of WAC 388-96-774 and commencing from January 1 through June 30 preceding the start of the biennium, shall be added to a nursing facility's rate in nursing services, but only up to the facility's peer group median cost plus twenty-five percent limit.
- (11) Subsequent to issuing the first fiscal year July 1 rates, the department shall recalculate the median costs of each peer group based upon the most recent adjusted nursing services cost report information in departmental records as of October 31 of the first fiscal year of each biennium. For any facility which would have received a higher or lower July 1 rate for the first fiscal year in nursing services based upon the recalculation of that facility's peer group median costs, the department shall reissue that facility's nursing services rate reflecting the recalculation, retroactive to July 1 of the first fiscal year.
- (12) For both the initial calculation of peer group median costs and the recalculation based on adjusted nursing services cost information as of October 31 of the first fiscal year of the biennium, the department shall use adjusted information regardless of whether the adjustments may be contested or the subject of pending administrative or judicial review. Median costs shall not be adjusted to reflect subsequent administrative or judicial rulings, whether final or not
- (13) Neither the per patient day peer group median plus twenty-five percent limit for nursing services cost nor the test for nursing staff hours authorized in this section shall apply to the pilot facility designated to meet the needs of persons living with AIDS as defined by RCW 70.24.017 and specifically authorized for this purpose under the 1989 amendment to the Washington state health plan. The AIDS pilot facility shall be the only facility exempt from these limits.
- (14) Beginning with July 1, 1994 prospective rates, a nursing facility's rate in nursing services for the second fiscal year of each biennium shall be that facility's nursing services rate as of July 1 of the first year of the same biennium reduced or increased utilizing the HCFA Index as authorized by WAC 388-96-719.
- (15) The alternating procedures prescribed in this section and in WAC 388-96-719 for a nursing facility's two July 1 nursing services rates occurring within each biennium shall be followed in the same order for each succeeding biennium.

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AMENDATORY SECTION (Amending Order 2025, filed 9/16/83)

- WAC 388-96-727 Food cost area rate. (1) ((The food cost area rate will reimburse for the necessary and ordinary costs of procuring food, dietary supplements, and beverages for meals and between meal nourishment for recipients.
- (2) Reimbursement for the food cost center shall be at the January 1, 1983, rate, adjusted for inflation utilizing the inflation factor specified in WAC 388-96-719 (3)(b).)) The food cost center shall include for cost reporting purposes all costs of bulk and raw food and beverages purchased for the dietary needs of the nursing facility residents.
- (2) Once every two years, when the rates are set at the beginning of each new biennium, starting with July 1, 1993 prospective rate setting, the department shall determine peer group median cost plus limits for the food cost center in accordance with this section.
- (a) The department shall divide into two peer groups nursing facilities located in the state of Washington providing services to Medicaid residents. These two peer groups shall be:
- (i) Those nursing facilities located within a Metropolitan Statistical Area (MSA) as defined and determined by the United States Office of Management and Budget or other applicable federal office (MSA facilities); and
- (ii) Those not located within such an area (Non-MSA facilities).
- (b) Prior to any adjustment for economic trends and conditions under WAC 388-96-719, the facilities in each peer group shall be arrayed from lowest to highest by magnitude of per patient day adjusted food cost from the prior cost report year, regardless of whether any such adjustments are contested by the nursing facility. All available cost reports from the prior cost report year having at least six months of cost report data shall be used, including all closing cost reports covering at least six months. Costs current-funded by means of rate adjustments, granted under the authority of WAC 388-96-774 and commencing in the prior cost report year, shall be included in costs arrayed; however, costs current-funded by rate adjustments commencing January 1 through June 30 following the prior cost report year shall be excluded from costs arrayed.
- (c) The median or fiftieth percentile nursing facility food cost for each peer group shall then be determined. In the event there are an even number of facilities within a peer group, the adjusted food cost of the lowest cost facility in the upper half shall be used as the median cost for that peer group. Facilities at the fiftieth percentile in each peer group and those immediately above and below it shall be subject to field audit in the food cost area prior to issuing new July 1 rates.
- (3) Except as may be otherwise specifically provided in this section, beginning with July 1, 1993 prospective rates, food component rates for facilities within each peer group shall be set for the first fiscal year of each state biennium at the lower of:
- (a) The facility's adjusted per patient day food cost from the most recent prior report period, reduced or increased by the change in the IPD Index as authorized by WAC 388-96-719; or

- (b) The median nursing facility food cost for the facility's peer group plus twenty-five percent of that cost, reduced or increased by the change in the IPD Index as authorized by WAC 388-96-719.
- (4) Adjustments previously made to current fund food costs, pursuant to WAC 388-96-774 and commencing in the prior cost report year, shall be reflected in first fiscal year prospective rates only by their inclusion in the costs arrayed and no facility shall receive, based upon any calculation or consideration of any such prior report year adjustment, a July 1 food rate higher than that provided in subsection (3) of this section.
- (5) For July 1, 1993 rate setting only, food rate adjustments, granted under authority of WAC 388-96-774 and commencing from January 1, 1993 through June 30, 1993, shall be added to a facility's food rate established under subsection (3) of this section. For all rate setting beginning July 1, 1995 and following, such rate increases to reflect food rate adjustments, granted under authority of WAC 388-96-774 and commencing from January 1 through June 30 preceding the start of the biennium, shall be added to a nursing facility's rate in food, but only up to the facility's peer group median cost plus twenty-five percent limit.
- (6) Subsequent to issuing the first fiscal year July 1 rates, the department shall recalculate the median costs of each peer group based upon the most recent adjusted food cost report information in departmental records as of October 31 of the first fiscal year of each biennium. For any facility which would have received a higher or lower July 1 rate for the first fiscal year in food based upon the recalculation of that facility's peer group median costs, the department shall reissue that facility's food rate reflecting the recalculation, retroactive to July 1 of the first fiscal year.
- (7) For both the initial calculation of peer group median costs and the recalculation based on adjusted nursing services cost information as of October 31 of the first fiscal year of the biennium, the department shall use adjusted information regardless of whether the adjustments may be contested or the subject of pending administrative or judicial review. Median costs shall not be adjusted to reflect subsequent administrative or judicial rulings, whether final or not.
- (8) Beginning with July 1, 1994 prospective rates, a nursing facility's rate in food for the second fiscal year of each biennium shall be that facility's food rate as of July 1 of the first year of the same biennium reduced or increased utilizing the HCFA Index as authorized by WAC 388-96-719.
- (9) The alternating procedures prescribed in this section and in WAC 388-96-719 for a nursing facility's two July I food rates occurring within each biennium shall be followed in the same order for each succeeding biennium.

AMENDATORY SECTION (Amending Order 2172, filed 12/4/84)

WAC 388-96-735 ((Administration and operations))

Administrative cost area rate. (1) The ((administration and operations cost area reimbursement rate will reimburse for the necessary and ordinary costs of overall management of the facility, operation and maintenance of the physical plant, and providing dietary service (other than the cost of food

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and beverages), medical supplies, taxes, and insurance)) administrative cost center shall include for cost reporting purposes all administrative, oversight, and management costs, whether incurred at the facility or allocated in accordance with a department-approved joint cost allocation methodology. Such costs shall be identical to the cost report line items categorized on the 1992 calendar year report under "general and administrative" within the administration and operations (A&O) combined cost center existing for reporting purposes prior to January 1, 1993, with the exception of nursing supplies and purchased and allocated medical records. The department shall issue cost reporting instructions identifying administrative costs for 1993 and following cost report years.

- (2) ((Each contractor's allowable, inflation adjusted, per patient day administration and operations cost shall be determined.
- (3) Costs for contractors having submitted correct and complete cost reports by the time July rates are initially to be established shall be ranked from highest to lowest. The eighty-fifth percentile of the ranking shall be determined.
- (4) Administration and operations rates for individual providers shall be the lower of the provider's allowable cost or the eighty fifth percentile.
- (5) Beginning July 1, 1984, allowable costs for administration and operations for rate setting purposes shall include allowable retained savings for the preceding report year.
- (6) Beginning January 1, 1985, the administration and operations cost area rate will include reimbursement for the necessary and ordinary lease costs of office equipment as specified in WAC 388 96 580.)) Once every two years, when the rates are set at the beginning of each new biennium, starting with July 1, 1993 prospective rate setting, the department shall determine peer group median cost plus limits for the administrative cost center in accordance with this section.
- (a) The department shall divide into two peer groups nursing facilities located in the state of Washington providing services to Medicaid residents. These two peer groups shall be:
- (i) Those nursing facilities located within a Metropolitan Statistical Area (MSA) as defined and determined by the United States Office of Management and Budget or other applicable federal office (MSA facilities); and
- (ii) Those not located within such an area (Non-MSA facilities).
- (b) Prior to any adjustment for economic trends and conditions under WAC 388-96-719, the facilities in each peer group shall be arrayed from lowest to highest by magnitude of per patient day adjusted administrative cost from the prior cost report year, excluding the costs of nursing supplies and purchased and allocated medical records, regardless of whether any such adjustments are contested by the nursing facility. All available cost reports from the prior cost report year having at least six months of cost report data shall be used, including all closing cost reports covering at least six months. Costs current-funded by means of rate adjustments, granted under the authority of WAC 388-96-774 and commencing in the prior cost report year, shall be included in costs arrayed; however, costs current-funded by rate adjustments commencing January 1

- through June 30 following the prior cost report year shall be excluded from costs arrayed.
- (c) The median or fiftieth percentile nursing facility administrative cost for each peer group shall then be determined. In the event there are an even number of facilities within a peer group, the adjusted administrative cost of the lowest cost facility in the upper half shall be used as the median cost for that peer group. Facilities at the fiftieth percentile in each peer group and those immediately above and below it shall be subject to field audit in the administrative cost area prior to issuing new July 1 rates.
- (3) Except as may be otherwise specifically provided in this section, beginning with July 1, 1993 prospective rates, administrative component rates for facilities within each peer group shall be set for the first fiscal year of each state biennium at the lower of:
- (a) The facility's adjusted per patient day administrative cost from the most recent prior report period, reduced or increased by the change in the IPD Index as authorized by WAC 388-96-719; or
- (b) The median nursing facility administrative cost for the facility's peer group plus ten percent of that cost, reduced or increased by the change in the IPD Index as authorized by WAC 388-96-719.
- (4) Adjustments previously made to current fund administrative costs, pursuant to WAC 388-96-774 and commencing in the prior cost report year, shall be reflected in first fiscal year prospective rates only by their inclusion in the costs arrayed and no facility shall receive, based upon the calculation or consideration of any such prior report year adjustment, a July 1 administrative rate higher than that provided in subsection (3) of this section.
- (5) For July 1, 1993 rate setting only, administrative rate adjustments, granted under authority of WAC 388-96-774 and commencing from January 1, 1993 through June 30, 1993, shall be added to a facility's administrative rate established under subsection (3) of this section. For all rate setting beginning July 1, 1995 and following, such rate increases to reflect administrative rate adjustments, granted under authority of WAC 388-96-774 and commencing from January 1 through June 30 preceding the start of the biennium, shall be added to a facility's administrative rate, but only up to the facility's peer group median cost plus ten percent limit.
- (6) Subsequent to issuing the first fiscal year July 1 rates, the department shall recalculate the median costs of each peer group based upon the most recent adjusted administrative cost report information in departmental records as of October 31 of the first fiscal year of each biennium. For any facility which would have received a higher or lower July 1 administrative rate for the first fiscal year based upon the recalculation of that facility's peer group median costs, the department shall reissue that facility's administrative rate reflecting the recalculation, retroactive to July 1 of the first fiscal year.
- (7) For both the initial calculation of peer group median costs and the recalculation based on adjusted administrative cost information as of October 31 of the first fiscal year of the biennium, the department shall use adjusted information regardless of whether the adjustments may be contested or the subject of pending administrative or judicial review.

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Median costs shall not be adjusted to reflect subsequent administrative or judicial rulings, whether final or not.

- (8) Beginning with July 1, 1994 prospective rates, a nursing facility's administrative rate for the second fiscal year of each biennium shall be that facility's administrative rate as of July 1 of the first year of the same biennium reduced or increased utilizing the HCFA Index as authorized by WAC 388-96-719.
- (9) The alternating procedures prescribed in this section and in WAC 388-96-719 for a nursing facility's two July 1 administrative rates occurring within each biennium shall be followed in the same order for each succeeding biennium.

NEW SECTION

- WAC 388-96-737 Operational cost area rate. (1) The operational cost center shall include for cost reporting purposes all allowable costs having a direct relationship to the daily operation of the nursing facility (but not including nursing services and related care, food, administrative, or property costs), whether such operating costs are incurred at the facility or are allocated in accordance with a department-approved joint cost allocation methodology.
- (2) Once every two years, when the rates are set at the beginning of each new biennium, starting with July 1, 1993 prospective rate setting, the department shall determine peer group median cost plus limits for the operational cost center in accordance with this section.
- (a) The department shall divide into two peer groups nursing facilities located in the state of Washington providing services to Medicaid residents. These two peer groups shall be:
- (i) Those nursing facilities located within a Metropolitan Statistical Area (MSA) as defined and determined by the United States Office of Management and Budget or other applicable federal office (MSA facilities); and
- (ii) Those not located within such an area (Non-MSA facilities).
- (b) Prior to any adjustment for economic trends and conditions under WAC 388-96-719, the facilities in each peer group shall be arrayed from lowest to highest by magnitude of per patient day adjusted operational cost from the prior cost report year, regardless of whether any such adjustments are contested by the nursing facility. All available cost reports from the prior cost report year having at least six months of cost report data shall be used, including all closing cost reports covering at least six months. Costs current-funded by means of rate adjustments, granted under the authority of WAC 388-96-774 and commencing in the prior cost report year, shall be included in costs arrayed; however, costs current-funded by rate adjustments commencing January 1 through June 30 following the prior cost report year shall be excluded from costs arrayed.
- (c) The median or fiftieth percentile nursing facility operational cost for each peer group shall then be determined. In the event there are an even number of facilities within a peer group, the adjusted operational cost of the lowest cost facility in the upper half shall be used as the median cost for that peer group. Facilities at the fiftieth percentile in each peer group and those immediately above and below it shall be subject to field audit in the operational cost area prior to issuing new July 1 rates.

- (3) Except as may be otherwise specifically provided in this section, beginning with July 1, 1993 prospective rates, operational component rates for facilities within each peer group shall be set for the first fiscal year of each state biennium at the lower of:
- (a) The facility's adjusted per patient day operational cost from the most recent prior report period, reduced or increased by the change in the IPD Index as authorized by WAC 388-96-719; or
- (b) The median nursing facility operational cost for the facility's peer group plus twenty-five percent of that cost, reduced or increased by the change in the IPD Index as authorized by WAC 388-96-719.
- (4) Adjustments previously made to current fund operational costs, pursuant to WAC 388-96-774 and commencing in the prior cost report year, shall be reflected in first fiscal year prospective rates only by their inclusion in the costs arrayed and no facility shall receive, based upon the calculation or consideration of any such prior report year adjustment, a July 1 operational rate higher than that provided in subsection (3) of this section.
- (5) For July 1, 1993 rate setting only, operational rate adjustments, granted under authority of WAC 388-96-774 and commencing January 1, 1993 through June 30, 1993, shall be added to a facility's operational rate established under subsection (3) of this section. For all rate setting beginning July 1, 1995 and following, such rate increases to reflect operational rate adjustments, granted under authority of WAC 388-96-774 and commencing from January 1 through June 30 preceding the start of the biennium, shall be added to a facility's operational rate, but only up to the facility's peer group median cost plus twenty-five percent limit
- (6) Subsequent to issuing the first fiscal year July 1 rates, the department shall recalculate the median costs of each peer group based upon the most recent adjusted operational cost report information in departmental records as of October 31 of the first fiscal year of each biennium. For any facility which would have received a higher or lower July 1 operational rate for the first fiscal year based upon the recalculation of that facility's peer group median costs, the department shall reissue that facility's operational rate reflecting the recalculation, retroactive to July 1 of the first fiscal year.
- (7) For both the initial calculation of peer group median costs and the recalculation based on adjusted administrative cost information as of October 31 of the first fiscal year of the biennium, the department shall use adjusted information regardless of whether the adjustments may be contested or the subject of pending administrative or judicial review. Median costs shall not be adjusted to reflect subsequent administrative or judicial rulings, whether final or not.
- (8) Beginning with July 1, 1994 prospective rates, a nursing facility's operational rate for the second fiscal year of each biennium shall be that facility's operational rate as of July 1 of the first year of the same biennium reduced or increased utilizing the HCFA Index as authorized by WAC 388-96-719.
- (9) The alternating procedures prescribed in this section and in WAC 388-96-719 for a nursing facility's two July I operational rates occurring within each biennium shall be followed in the same order for each succeeding biennium.

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AMENDATORY SECTION (Amending Order 3424, filed 7/23/92, effective 8/23/92)

WAC 388-96-745 Property cost area reimbursement rate. (1) The department shall determine the property cost area rate for each facility ((by dividing:)) annually, to be effective July 1, regardless of whether the July 1 rate is for the first or second year of the biennium, in accordance with this section and any other applicable provisions of this chapter.

(((a))) (2) The <u>department shall divide the allowable</u> prior period depreciation costs subject to the provisions of this chapter, adjusted for any capitalized addition or replacements approved by the department, plus

(((b))) (a) The retained savings from the property cost center as provided in WAC 388-96-228, by

(((e))) <u>(b)</u> Total patient days for the facility in the prior period.

(3) Allowable depreciation costs are defined as the costs of depreciation of tangible assets meeting the criteria specified in WAC 388-96-557, regardless of whether owned or leased by the contractor. The department shall not reimburse depreciation of leased office equipment.

(((2))) (4) If a capitalized addition or retirement of an asset will result in a different licensed bed capacity during the ensuing period, the department shall adjust the prior period total patient days used in computing the property cost center rate to anticipated patient day level.

 $((\frac{3}{3}))$ (5) When a facility is constructed, remodeled, or expanded after obtaining a certificate of need, the department shall determine actual and allocated allowable land cost and building construction cost. Reimbursement for such allowable costs, determined pursuant to the provisions of this chapter, shall not exceed the maximums set forth in this subsection and in subsections (4), (5), and (6) of this section. The department shall determine construction class and types through examination of building plans submitted to the department and/or on-site inspections. The department shall use definitions and criteria contained in the Marshall and Swift Valuation Service published by the Marshall and Swift Publication Company. Buildings of excellent quality construction shall be considered to be of good quality, without adjustment, for the purpose of applying these maximums

 $((\frac{(4)}{)})$ (6) Construction costs shall be final labor, material, and service costs to the owner or owners and shall include:

- (a) Architect's fees;
- (b) Engineers' fees (including plans, plan check and building permit, and survey to establish building lines and grades);
- (c) Interest on building funds during period of construction and processing fee or service charge;
 - (d) Sales tax on labor and materials;
- (e) Site preparation (including excavation for foundation and backfill);
 - (f) Utilities from structure to lot line;
- (g) Contractors' overhead and profit (including job supervision, workmen's compensation, fire and liability insurance, unemployment insurance, etc.);
- (h) Allocations of costs which increase the net book value of the project for purposes of Medicaid reimbursement;

(i) Other items included by the Marshall and Swift Valuation Service when deriving the calculator method costs.

(((5))) (7) The department shall allow such construction costs, at the lower of actual costs or the maximums derived from one of the three tables which follow. The department shall derive the limit from the accompanying table which corresponds to the number of total nursing home beds for the proposed new construction, remodel or expansion. The limit will be the sum of the basic construction cost limit plus the common use area limit which corresponds to the type and class of the new construction, remodel or expansion. The limits calculated using the tables shall be adjusted forward from September 1990 to the average date of construction, to reflect the change in average construction costs. The department shall base the adjustment on the change shown by relevant cost indexes published by Marshall and Swift Publication Company. The average date of construction shall be the midpoint date between award of the construction contract and completion of construction.

BASE CONSTRUCTION COST LIMITS

COMMON-USE AREA COST LIMITS

74 BEDS & UNDER

Building Class	Base per Bed Limit	Base Limit
A-Good	\$50,433	\$278,847
A-Avg	\$41,141	\$227,469
B-Good	\$48,421	\$267,718
B-Avg	\$40,042	\$221,392
C-Good	\$35,887	\$198,421
C-Avg	\$27,698	\$153,143
C-Low	\$21,750	\$120,258
D-Good	\$33,237	\$183,765
D-Avg	\$25,716	\$142,182
D-Low	\$20,298	\$112,227

BASE CONSTRUCTION COST LIMITS

COMMON-USE AREA COST LIMITS

75 TO 120 BEDS

Building Class	Base Limit	Add per Bed Over 74	Base Limit	Add per Bed Over 74
A-Good	\$3,732,076	\$48,210	\$278,847	\$2,808
A-Avg	\$3,044,442	\$39,327	\$227,469	\$2,291
B-Good	\$3,583,131	\$46,286	\$267,718	\$2,696
B-Avg	\$2,963,112	\$38,277	\$221,392	\$2,230
C-Good	\$2,655,654	\$34,305	\$198,421	\$1,998
C-Avg	\$2,049,668	\$26,477	\$153,143	\$1,542
C-Low	\$1,609,531	\$20,792	\$120,258	\$1,211
D-Good	\$2,459,506	\$31,771	\$183,765	\$1,851
D-Avg	\$1,902,956	\$24,582	\$142,182	\$1,442
D-Low	\$1,502,048	\$19,403	\$112,227	\$1,130

BASE CONSTRUCTION COST LIMITS

COMMON-USE AREA COST LIMITS

121 BEDS AND OVER

Building Class	Base Limit	Add per Bed Over 120	Base Limit	Add per Bed Over 120
A-Good	\$5,949,745	\$42,359	\$408,015	\$2,106
A-Avg	\$4,853,505	\$34,555	\$332,855	\$1,718
B-Good	\$5,712,287	\$40,669	\$391,734	\$2,022
B-Avg	\$4,723,848	\$30,142	\$323,972	\$1,672
C-Good	\$4,233,692	\$23,264	\$290,329	\$1,499

C-Avg	\$3,267,618	\$18.268	\$224,092	\$1,157
C-Low	\$2,565,943	\$27.916	\$175,971	\$ 908
D-Good	\$3,920,989	\$21,599	\$268,911	\$1,388
D-Avg	\$3,033,727	\$17.048	\$208,493	\$1,081
D-Low	\$2 394 592	\$19,403	\$164,220	\$ 848

- (((6))) (<u>8</u>) When some or all of a nursing home's common-use areas are situated in a basement, the department shall exclude some or all of the per-bed allowance shown in the attached tables for common-use areas to derive the construction cost lid for the facility. The amount excluded will be equal to the ratio of basement common-use areas to all common-use areas in the facility times the common-use area limit in the table. In lieu of the excluded amount, the department shall add an amount calculated using the calculator method guidelines for basements in nursing homes from the Marshall and Swift Publication.
- (((7))) (9) Subject to provisions regarding allowable land contained in this chapter, allowable costs for land shall be the lesser of:
 - (a) Actual cost per square foot, including allocations; or
- (b) The average per square foot land value of the ten nearest urban or rural nursing facilities at the time of purchase of the land in question. The average land value sample shall reflect either all urban or all rural facilities depending upon the classification of urban or rural for the facility in question. The values used to derive the average shall be the assessed land values which have been calculated for the purpose of county tax assessments.
- (((8))) (10) If allowable costs for construction or land are determined to be less than actual costs pursuant to subsection (3), (4), and (5) of this section, the department may increase the amount if the owner or contractor is able to show unusual or unique circumstances having substantially impacted the costs of construction or land. Actual costs shall be allowed to the extent they resulted from such circumstances up to a maximum of ten percent above levels determined under subsections (3), (4), and (5) of this section for construction or land. An adjustment under this subsection shall be granted only if requested by the contractor. The contractor shall submit documentation of the unusual circumstances and an analysis of their financial impact with the request.

AMENDATORY SECTION (Amending Order 3270, filed 10/29/91, effective 11/29/91)

WAC 388-96-754 A contractor's return on investment. (1) The department shall establish for ((individual)) each Medicaid ((faeilities)) nursing facility a return on investment ((allowances)) rate composed of a financing allowance and a variable return allowance. A facility's return on investment (ROI) rate shall be determined annually in accordance with this section, to be effective July 1, regardless of whether the rate is for the first or second fiscal year of the state biennium. No nursing facility's ROI rate, in either the financing allowance or the variable return allowance, shall be established July 1 or revised subsequently to reflect rate adjustments granted in any cost center to current fund costs under the authority of WAC 388-96-774 and commencing after the prior cost report period, except for adjustments to fund capitalized additions or replacements.

(2) The department shall determine the financing allowance by:

- (a) Multiplying the net invested funds of each facility by ten percent and dividing by the contractor's total patient days effective for July 1, 1991, and all following rate settings. In computing the allowance for the working capital portion of net invested funds, the department shall include in a contractor's costs from the prior report year used to establish the contractor's component rates in nursing services, food, administrative, operational, and property, all adjustments for economic trends and conditions granted under authority of WAC 388-96-719 and all costs current-funded under authority of WAC 388-96-774 and commencing during such prior report year. Annual patient days taken from the contractor's cost report for the most recent twelve-month cost report period will be used. If the cost report covers less than twelve months, the department will estimate annual patient days and working capital costs for a full year based upon data in the cost report. If a capitalized addition or retirement of an asset results in a different licensed bed capacity during the ensuing period, the department shall adjust the prior period total patient days used in computing the financing and variable return allowances to anticipated patient day level; and
- (b) In computing the portion of net invested funds representing the net book value of tangible fixed assets, the same assets, depreciation bases, lives, and methods referred to in this chapter, including owned and leased assets, shall be used, except the capitalized cost of land upon which a facility is located and other such contiguous land which is reasonable and necessary for use in the regular course of providing patient care shall also be included. As such, subject to provisions contained in this chapter, capitalized cost of leased land, regardless of the type of lease, shall be the lessor's historical capitalized cost. Subject to provisions contained in this chapter, for land purchases before July 18, 1984 (the enactment date of the Deficit Reduction Act of 1984 (DEFRA)), capitalized cost of land shall be the buyer's capitalized cost. For all partial or whole rate periods after July 17, 1984, if the land is purchased on or after July 18, 1984, capitalized cost of land shall be that of the owner of record on July 17, 1984, or buyer's capitalized cost, whichever is lower. In the case of leased facilities where the net invested funds are unknown or the contractor is unable or unwilling to provide necessary information to determine net invested funds, the department may determine an amount to be used for net invested funds based upon an appraisal conducted by the department of general administration per this chapter.
- (c) A contractor shall retain that portion of ROI rate payments at settlement representing the contractor's financing allowance only to the extent reported net invested funds, upon which the financing allowance is based, are substantiated by the department.
- (3) The department shall determine the variable return allowance according to the following procedure:
- (a) Once every two years at the start of each biennium, beginning with July 1, 1993 rate setting, the department shall, without utilizing the MSA and Non-MSA peer groups used to calculate other Medicaid component rates, rank all facilities in numerical order from highest to lowest based upon the combined average per diem allowable costs for ((the sum of the administration and operations and property eost centers for)) the nursing services, food, administrative,

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and operational cost centers taken from the ((preceding)) prior cost report period. The department shall use adjusted costs taken from cost reports having at least six months of data, shall not include adjustments for economic trends and conditions granted under authority of WAC 388-96-719, and shall include costs current-funded under authority of WAC 388-96-774 and commencing in the prior cost report year. In the case of a new contractor, ((property and administration and operations)) nursing services, food, administrative, and operational cost levels actually used to set the initial rate shall be used for the purpose of ranking the new contractor. ((The department shall adjust the new contractor's costs to the cost year used to establish the most recent variable return ranking for all providers using inflation factors authorized by provisions of this chapter.))

- (b) The department shall compute the variable return allowance by multiplying the ((total prospective rate)) sum of the nursing services, food, administrative and operational rate components for each nursing facility by the appropriate percentage which shall not be less than one percent nor greater than four percent. The department shall divide the facilities ranked according to subsection (3)(a) of this section into four groups, from highest to lowest, with an equal number of facilities in each group or nearly equal as is possible. The department shall assign facilities in the highest quarter a percentage of one, in the second highest quarter a percentage of two, in the third highest quarter a percentage of three, and in the lowest quarter a percentage of four. The per patient day variable return allowance in the initial rate of a new contractor shall be the same as that in the rate of the preceding contractor, if any.
- (c) The percentages so determined and assigned to each facility for July 1 rate setting for the first fiscal year of each state biennium, shall continue to be assigned without modification for July 1 rate setting for the second fiscal year of each biennium. Neither the break points separating the four groups nor facility ranking shall be adjusted to reflect future rate adjustments granted to contractors for any purpose under WAC 388-96-774, or granted for any other reason in the course of the biennium.
- (4) The sum of the financing allowance and the variable return allowance shall be the return on investment rate for each facility and shall be added to the prospective rate for each facility.
- (5) If a facility is leased by a contractor as of January 1, 1980, in an arm's-length agreement, which continues to be leased under the same lease agreement as defined in this chapter, and for which the annualized lease payment, plus any interest and depreciation expenses of contractor-owned assets, for the period covered by the prospective rates, divided by the contractor's total patient days, minus the property cost center determined according to this chapter, is more than the return on investment allowance determined according to this section, the following shall apply:
- (a) The financing allowance shall be recomputed substituting the fair market value of the assets, as of January 1, 1982, determined by department of general administration appraisal less accumulated depreciation on the lessor's assets since January 1, 1982, for the net book value of the assets in determining net invested funds for the facility. Said appraisal shall be final unless shown to be arbitrary and capricious.

- (b) The sum of the financing allowance computed under this subsection and the variable return allowance shall be compared to the annualized lease payment, plus any interest and depreciation expenses of contractor-owned assets, for the period covered by the prospective rates, divided by the contractor's total patient days, minus the property cost center rate determined according to this chapter. The lesser of the two amounts shall be called the alternate return on investment allowances.
- (c) The return on investment allowance determined in accordance with subsections (1), (2), (3), and (4) of this section or the alternate return on investment allowance, whichever is greater, shall be the return on investment allowance for the facility and shall be added to the prospective rate of the facility.
- (d) In the case of a facility leased by the contractor as of January 1, 1980, in an arm's-length agreement, if the lease is renewed or extended pursuant to a provision of the lease agreement existing on January 1, 1980, the treatment provided in subsection (5)(a) of this section shall be applied except that in the case of renewals or extensions made on or subsequent to April 1, 1985, per a provision of the lease agreement existing on January 1, 1980, reimbursement for the annualized lease payment shall be no greater than the reimbursement for the annualized lease payment for the last year prior to the renewal or extension of the lease.
- (6) The information from the two prior reporting periods used to set the two prospective return on investment rates in effect during the settlement year is subject to field audit. If the financing allowances which can be documented and calculated at audit of the prior periods are different than the prospective financing allowances previously determined by desk-reviewed, reported information, and other relevant information, the prospective financing allowances shall be adjusted to the audited level at final settlement of the year the rates were in effect, except the adjustments shall reflect a minimum bed occupancy level of eighty-five percent. Any adjustments to the financing allowances pursuant to this subsection shall be for settlement purposes only. However, the variable return allowances shall be the prospective allowances determined by desk-reviewed, reported information, and other relevant information and shall not be adjusted to reflect prior-period audit findings.

Reviser's note: RCW 34.05.395 requires the use of underlining and deletion marks to indicate amendments to existing rules. The rule published above varies from its predecessor in certain respects not indicated by the use of these markings.

NEW SECTION

WAC 388-96-757 Reimbursement for veterans' homes. (1) Notwithstanding any other provision of this chapter, reimbursement rates for any nursing facility operated by the state of Washington, Department of Veterans Affairs (DVA) shall, for the 1993/1995 biennium (July 1, 1993 through June 30, 1994 rate setting), be established

according to the following procedures:

(a) DVA shall submit separately for each facility an opening-year budget utilizing the 1992 cost report form and instructions designed for all Medicaid nursing facilities reimbursed for services under this chapter;

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- (b) Each facility budget shall be reviewed and adjusted by staff of the department's office of rates management, aging and adult services administration, utilizing rules of allowability for Medicaid costs contained in this chapter;
- (c) The total prospective Medicaid rate for each DVAoperated facility to be effective July 1, 1993 (or effective upon the subsequent opening date of each facility), through June 30, 1995, shall be established at the lower of:
- (i) Each facility's budgeted costs submitted by DVA, as reviewed and adjusted by department staff; or
- (ii) One hundred fifty dollars per patient day in all cost centers combined.
- (d) In the event the limit of one hundred fifty dollars at any DVA facility is exceeded by the total budgeted costs remaining after department review of the facility budget, the department will divide the one hundred fifty dollars limited amount among the costs centers in the following priority: nursing services, food, operational, administrative, property and return on investment (ROI).
- (e) Once the rates are established and in effect, DVA may seek rate increases at any time during the 1993/1995 biennium to current-fund additional costs exceeding the rates, but only as authorized under the procedures and substantive criteria in WAC 388-96-774 as employed for all Medicaid facilities reimbursed under this chapter.
- (f) Any adjustments for economic trends and conditions in any cost center, effective July 1, 1994 for Medicaid contractors under the provisions of this chapter, shall be extended to the DVA facilities as well.
- (g) The DVA facilities shall submit annual facility cost reports on department forms, and according to department instructions applicable to all facilities, for 1993 and for 1994, and settlements for each of these years sall be completed for each DVA facility, with final payment being made at the lower of cost or rate, after all allowable cost center shifting, as for all Medicaid facilities reimbursed under this chapter.
- (2) For July 1, 1995 rate setting and following, all ratesetting principles applicable to the DVA facilities shall be developed by the department.

AMENDATORY SECTION (Amending Order 2105, filed 5/30/84)

- WAC 388-96-762 Allowable land. (1) Beginning January 1, 1985, land associated with a nursing ((home)) facility which is eligible for inclusion in net invested funds shall not exceed two acres for facilities located in a ((standard)) Metropolitan Statistical Area (MSA), as defined and determined by the United States ((Bureau of the Census)) Office of Management and Budget or other applicable federal office, and three acres for nursing ((homes)) facilities located outside such an area.
- (2) The department may grant an exception to these limits if a contractor presents documentation deemed adequate by the department establishing a larger area of land is directly related to patient care. Requests for exceptions and any exceptions granted must be in writing.
- (3) Requests for exceptions may be granted in the following cases:
- (a) The area occupied by the nursing home building exceeds the allowable land area specified in subsection (1) of this section;

- (b) The land is used directly in the provision of patient care:
 - (c) The land is maintained;
- (d) The land is not subdivided or eligible for subdivision;
- (e) The land is zoned for nursing home or similar use; or
- (f) Other reasons exist which are deemed sufficient by the department.

AMENDATORY SECTION (Amending Order 2105, filed 5/30/84)

WAC 388-96-764 Activities assistants. Costs associated with the employment of activities assistants working under the direction of a qualified activities specialist are allowable in the nursing services cost center subject to any applicable cost center limit contained in this chapter.

AMENDATORY SECTION (Amending Order 2105, filed 5/30/84)

WAC 388-96-765 Ancillary care. Beginning July 1, 1984, costs of providing ancillary care are allowable, subject to any applicable cost center limit contained in this chapter, provided documentation establishes the costs were incurred for medical care recipients and other sources of payment to which patients may be legally entitled, such as private insurance or Medicare, were first fully utilized.

AMENDATORY SECTION (Amending Order 2970, filed 4/17/90, effective 5/18/90)

WAC 388-96-768 Minimum wage. (1) Effective January 1, 1988, contractors shall adjust and maintain wages for all employees to conform to no less than the minimum hourly wage established by the legislature. This wage is four dollars and seventy-six cents an hour beginning January 1, 1988, and five dollars and fifteen cents an hour beginning January 1, 1989. ((If moneys are appropriated by the legislature, costs to prospectively fund these minimum wage requirements shall be reimbursed in the enhancement cost center.))

- (2) Minimum wage requirements set forth in this section shall not apply to an employee who:
- (a) The department of labor and industries determines is entitled to payments for temporary and total disability; and
- (b) A physician authorizes to return to available work other than the employee's usual work.
- (3) The employee shall be paid the minimum wage or more when resuming usual work.

REPEALER

The following sections of the Washington Administrative Code are repealed:

WAC 388-96-756 WAC 388-96-775 Enhancement cost area rate. Public review of rate-setting methods and standards.

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WSR 93-20-004 PERMANENT RULES HIGHER EDUCATION COORDINATING BOARD

[Filed September 22, 1993, 3:33 p.m.]

Date of Adoption: September 16, 1993.

Purpose: Adoption of amendments modifying sections of chapter 250-18 WAC dealing with establishing residency status for higher education purposes.

Citation of Existing Rules Affected by this Order: Amending WAC 250-18-010, 250-18-020, 250-18-050, and 250-18-060.

Statutory Authority for Adoption: RCW 28B.15.015. Pursuant to notice filed as WSR 93-16-076 on August 2, 1993.

Effective Date of Rule: Thirty days after filing.

September 20, 1993 Elson S. Floyd Executive Director

AMENDATORY SECTION (Amending Order 10-82, filed 9/8/82)

WAC 250-18-010 Purpose and applicability. This chapter is promulgated <u>pursuant to RCW 28B.15.015</u> by the ((eouncil)) <u>board</u> to establish the necessary regulations for the administration of residency status in higher education. Institutions shall apply the provisions of the regulations specified in chapter 250-18 WAC for the <u>uniform</u> determination of a student's resident and nonresident status and for recovery of fees for improper classification of residency.

AMENDATORY SECTION (Amending Order 5-87, filed 10/21/87)

- WAC 250-18-020 Student classification. (1) For a student to be classified as a "resident" for tuition and fee purposes, he or she shall:
- (a)(i) Have established a bona fide domicile in the state of Washington primarily for purposes other than educational for the period of one year immediately prior to commencement of the first day of the semester or quarter for which he or she has registered at any institution; and
 - (ii) Be financially independent; or
- (b) Be a dependent student, with one or both of whose parents or legal guardians have maintained a bona fide domicile in the state of Washington for at least one year immediately prior to commencement of the semester or quarter for which the student has registered at any institution; or
- (((e) Be a student who was classified as a resident, based upon domicile, by an institution on or before May 31, 1982, who was enrolled at a state institution during any term of the 1982-83 academic year, so long as such student's enrollment (excepting summer sessions) is continuous; or))
- (c) (((d))) Any student who has spent at least seventy-five percent of both his or her junior and senior years in high school in this state, whose parents or legal guardians have been domiciled in the state for a period of at least one year within the five-year period before the student graduates from high school, and who enrolls in a public institution of higher education within six months of leaving high school,

for as long as the student remains continuously enrolled for three quarters or two semesters in any calendar year((-)); or

- (d) Be the spouse or dependent of an active duty military person stationed in the state of Washington.
- (2) A student shall be classified as a "nonresident" for tuition and fee purposes if he or she does not qualify as a resident student under the provisions of subsection 1 of this section. A nonresident student shall include a student if he or she:
- (a) Will be financially dependent for the current year or was financially dependent for the calendar year prior to the year in which application is made and who does not have a parent or legally appointed guardian who has maintained a bona fide domicile in the state of Washington for one year immediately prior to the commencement of the semester or quarter for which the student has registered at an institution;
- (b) Attends an institution with financial assistance provided by another state or governmental unit or agency thereof wherein residency in that state is a continuing qualification for such financial assistance, such nonresidency continuing for one year after the completion of the quarter or semester for which financial assistance is provided. Such financial assistance relates to that which is provided by another state, governmental unit, or agency thereof for direct or indirect educational purposes and does not include retirements, pensions, or other non-educational related income. A student loan guaranteed by another state or governmental unit or agency thereof on the basis of eligibility as a resident of that state is included within the term "financial assistance;"
- (c) Is not a citizen of the United States of America, unless such person holds permanent or temporary resident immigration status, "Refugee Parolee," or "Conditional Entrant" status or is not otherwise permanently residing in the United States under color of law and further meets and complies with all applicable requirements of WAC 250-18-030 and 250-18-035((\(\frac{1}{2}\))).
- (((d) Is not otherwise qualified as a "resident" under subsection (1)(e) of this section.))
- (3) A person does not lose a domicile in the state of Washington by reason of residency in any state or country while a member of the civil or military service of this state or of the United States, nor while engaged in the navigation of the waters of this state or of the United States or of the high seas if that person returns to the state of Washington within one year of discharge from said service with the intent to be domiciled in the state of Washington.
- (4) Any resident dependent student who remains in this state when such student's parents or legal guardians, having theretofore, been domiciled in this state for a period of one year immediately prior to commencement of the first day of the semester or quarter for which the student has registered at any institution, move from this state, shall be entitled to continued classification as a resident student so long as such student is continuously enrolled during the academic year.

Reviser's note: RCW 34.05.395 requires the use of underlining and deletion marks to indicate amendments to existing rules. The rule published above varies from its predecessor in certain respects not indicated by the use of these markings.

AMENDATORY SECTION (Amending Order 10-82, filed 9/8/82)

WAC 250-18-050 Appeals process. Any final institutional determination of classification shall be considered a ruling on a contested case and shall be subject to court review only under procedures prescribed by chapter ((28B.19)) 34.05 RCW.

AMENDATORY SECTION (Amending Order 5-87, filed 10/21/87)

WAC 250-18-060 Exemptions from nonresident status. In accordance with RCW 28B.15.014, certain nonresidents ((shall)) may be exempted from paying the nonresident tuition and fee differential. Exemption from the nonresident tuition and fee differential shall apply only during the term(s) such persons shall hold such appointments or be so employed. To be eligible for such an exemption, a nonresident student must provide documented evidence that he or she does reside in the state of Washington, and:

- (1) Holds a graduate service appointment designated as such by an institution involving not less than twenty hours per week:
- (2) Is employed for an academic department in support of the instructional or research programs involving not less than twenty hours per week;
- (3) Is a faculty member, classified staff member, or administratively exempt employee who resides in the state of Washington and is holding not less than a half-time appointment, or the spouse or dependent child of such a person;
- (4) Is ((an active duty military personnel stationed in the state of Washington or the spouse or dependent child of such person)) an active duty military person stationed in the state of Washington; ((or))
- (5) Is an immigrant having refugee classification from the U.S. Immigration and Naturalization Service or the spouse or dependent child of such refugee, if the refugee (a) is on parole status, or (b) has received an immigrant visa, or (c) has applied for United States citizenship((-));
- (6) Is a domestic exchange student participating under 28B.15.725 RCW; or
- (7) Is a dependent of a member of the United States Congress representing the state of Washington.

WSR 93-20-010 PERMANENT RULES DEPARTMENT OF ECOLOGY

[Order 93-15—Filed September 22, 1993, 4:36 p.m.]

Date of Adoption: September 21, 1993.

Purpose: Reduce the motor vehicle emission inspection fee from \$16 to \$12.

Citation of Existing Rules Affected by this Order: Amending chapter 173-422 WAC.

Statutory Authority for Adoption: RCW 70.120.170 (4)(a).

Pursuant to notice filed as WSR 93-12-080 on May 28, 1993.

Effective Date of Rule: Thirty-one days after filing.

September 21, 1993 Mary Riveland Director

AMENDATORY SECTION (Amending Order 91-46, filed 5/3/93, effective 6/3/93)

WAC 173-422-130 Inspection fees. At an inspection facility operated under contract to the state, the fee for the first emission inspection on each vehicle applicable to a vehicle license year shall be ((sixteen)) twelve dollars. If the vehicle fails, one reinspection will be provided free of charge at any inspection station operated under contract to the state, provided that the reinspection is applicable to the same vehicle license year. Any additional reinspection of a failed vehicle applicable to the same vehicle license year will require the payment of ((sixteen)) twelve dollars.

((Inspection station operators shall forward to the state treasurer within ten working days, the amount of fees due to the state for inspections conducted during the previous month.

The department or its designee shall have the right to audit any inspection station operator's or contractor's records and procedures to substantiate that the operator or contractor is properly collecting and accounting for such fees.))

WSR 93-20-011 PERMANENT RULES DEPARTMENT OF ECOLOGY

[Order 92-53—Filed September 22, 1993, 4:41 p.m.]

Date of Adoption: October 21, 1993.

Purpose: Water quality data used by ecology is based on lab analyses of environmental samples. The department must assure labs providing data have a demonstrated capability to accurately perform those analyses. WACs amended pursuant to this filing establish a laboratory accreditation program and require permitted dischargers to use accredited labs.

Citation of Existing Rules Affected by this Order: Amending chapters 173-50, 173-216, 173-220, and 173-226

Statutory Authority for Adoption: RCW 43.21A.230. Pursuant to notice filed as WSR 93-13-127 on June 22, 1993.

Effective Date of Rule: Thirty-one days after filing.

September 21, 1993

Mary Riveland

Director

AMENDATORY SECTION (Amending Order 90-21, filed 10/19/90, effective 11/19/90)

WAC 173-50-040 Definitions. Definitions set forth in this section shall apply throughout this chapter, unless context clearly indicates otherwise.

(1) "Accreditation" means the formal recognition by the department that an environmental laboratory is capable of producing accurate analytical data, signified by the issuance of a written certificate accompanied by a scope of accreditation indicating those parameters and methods for which the laboratory has been accredited. The term "accredit" as used

in this chapter is intended to have the same meaning as the term "certify" as used in RCW 43.21A.230. Any laboratory accredited under this chapter shall be deemed to have been certified under RCW 43.21A.230. The department does not, by certifying or accrediting any laboratory pursuant to this chapter, vouch for or warrant the accuracy of any particular work done or report issued by the laboratory.

- (2) "Analytical data" means the recorded qualitative and/ or quantitative results of a chemical, physical, biological, microbiological, ((radiological)) radiochemical, or other scientific determination.
- (3) "Department" means the state of Washington department of ecology.
- (4) "Environmental laboratory" means any facility under the ownership and technical management of a single entity in a single geographical locale, where scientific examinations are performed on samples taken from the environment, the data from which is submitted to the department under the provisions of a department regulation, permit, or contractual agreement.
- (5) "Mandatory analytical method" means a recognized written procedure for acquiring analytical data which is required by law or a regulatory agency of the federal or state government.
- (6) "Matrix" means the substance from which a material to be analyzed is extracted, such as ground or surface water, wastewater, air, solid waste, nuclear waste, and hazardous waste.
- (7) "Parameter" means a single determination or group of related determinations using a specific written method chosen by an applying laboratory.
- (8) "Performance audit" means evaluation of the results of analyses of unknown samples whose true values are unknown to the laboratory conducting the analyses and which are provided by a source external to the environmental laboratory. Such samples may be referred to as performance evaluation samples.
- (9) "Quality control" means those activities designed to assure analytical data produced by an environmental laboratory meet data quality objectives for accuracy. Those activities include routine application of statistically based procedures to evaluate and control the accuracy of analytical results.
- (10) "Quality assurance (QA)" means those activities whose purpose is to assure that a quality control program is effective. A quality assurance program is a totally integrated program for assuring reliability of measurement data.
- (11) "Quality assurance manual" means a written record of the policies, organization, objectives, and specific quality control and quality assurance activities established for use in an environmental laboratory to assure accuracy of analytical results. Volume and scope of quality assurance manuals vary with complexity of laboratory mission.
- (12) "Recognized analytical method" means a documented analytical procedure for analysis of an environmental sample which was developed through collaborative studies by organizations or groups recognized by the department.
- (13) "System audit" means an on-site inspection of laboratory capabilities by an agency external to the laboratory.
- (14) "Registration" means participation of a laboratory in a program to prepare the laboratory for accreditation,

signified by issuance of a written certificate accompanied by a scope of registration indicating those parameters for which the laboratory has achieved registration status.

(15) "Registered" means the status of continued participation in the preparatory program. Only laboratories owned and operated by municipalities, industries, and other activities which are dischargers as defined in chapter 173-220 or 173-216 WAC shall be eligible for participation in the preparatory program. Such laboratories are also eligible for accreditation. The department does not, by registering any laboratory pursuant to these rules, vouch for or warrant the accuracy of any particular work done or report issued by the laboratory.

Note: Above referenced chapters are available through the Department of Ecology, ((Mailstop PV-II)) P.O. Box 47600, Olympia, WA ((98504-8711)) 98504-7600.

AMENDATORY SECTION (Amending Order 90-21, filed 10/19/90, effective 11/19/90)

WAC 173-50-050 Responsibilities. (1) The department shall require persons and organizations submitting analytical data to the department under the purview of department programs to use environmental laboratories which are accredited or registered under the provisions of this chapter.

- (2) The department shall not require use of accredited or registered laboratories for determination of analytical parameters for which no suitable accreditation process can be reasonably devised as determined by the quality assurance section.
- (3) The department shall develop a procedural manual describing specifics of the accreditation process. As a minimum, the procedural manual shall describe in detail the procedures to be followed for: Submitting an application; preparing a quality assurance manual; system (on-site) audits; performance audits; accreditation of out-of-state laboratories; determination and payment of fees; issuance, denial, suspension, and revocation of accreditation or registration; and methods for notifying laboratories and authorized department officials of accreditation actions. The procedural manual shall be made available to all interested persons.
- (4) Managers of environmental laboratories desiring accreditation or registration shall submit an application along with appropriate fees to the department fiscal officer, submit results of performance evaluations, a quality assurance manual and other required documentation to the quality assurance section, and assist/accommodate department personnel during system audits as required.

AMENDATORY SECTION (Amending Order 90-21, filed 10/19/90, effective 11/19/90)

WAC 173-50-070 Performance audit. (1) The quality assurance section shall advise applying laboratories of specific requirements for performance audits which shall be completed for applicable parameters no more frequently than twice annually (see exception in subsection (4) of this section). Current performance audits conducted under the provisions of other recognized programs may be used to satisfy the accreditation program performance audit require-

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ment. Sufficiency of such audits shall be determined by the quality assurance section.

- (2) Submission of raw data along with the report of analysis of the performance evaluation sample may be required at the discretion of the quality assurance section.
- (3) Performance audits for certain accreditation parameters may be waived at the discretion of the quality assurance section if performance evaluation samples are not available or for other valid reasons.
- (4) Accredited laboratories and laboratories seeking accreditation which fail to accurately analyze a performance evaluation sample may be allowed a second performance audit. If necessitated by a second failure, a third performance audit may be allowed (as an exception to subsection (1) of this section) only after the laboratory has investigated cause for failure in the preceding audits and completed corrective actions.
- (5) Registered laboratories shall submit results of performance evaluation sample analyses to the quality assurance section. Registration status shall not be denied or revoked solely for failure to accurately analyze performance evaluation samples. Registered laboratories shall investigate causes for errors in performance evaluation sample analysis results which have been identified as unacceptable or otherwise in error. The results of this investigation shall be reported to the quality assurance section within forty-five days of receipt of the performance evaluation report. The report to the quality assurance section shall identify probable causes for error and corrective actions taken to preclude recurrence.
- (6) Applying laboratories shall be responsible for obtaining performance evaluation samples. No fee shall be charged to the department for analysis of performance evaluation samples.

AMENDATORY SECTION (Amending Order 90-21, filed 10/19/90, effective 11/19/90)

WAC 173-50-080 System audit. The laboratory shall undergo a system audit by the department to assess critical elements and areas of recommended practices.

- (1) Critical elements for accreditation. Those elements of an environmental laboratory's operations which are critical to the consistent generation of reliable, accurate data are critical elements for accreditation. Those critical elements shall be the subject of intense scrutiny throughout the accreditation process and deficiencies in critical elements may be the basis for denial or revocation of accreditation status. Functional areas within which there are critical elements are:
- (a) Analytical methods. The system audit shall seek to determine if documentation of mandatory or recognized analytical methods are present at the laboratory, readily available to analysts, and being routinely followed. If a locally-developed method is being followed, the audit may include an evaluation of the adequacy of that method.
- (b) Equipment and supplies. The system audit shall seek to determine if sufficient equipment and supplies as required by analytical methods are available, being adequately maintained, and are in a condition to allow successful performance of applicable analytical procedures.

- (c) Quality assurance. The laboratory quality assurance manual shall be reviewed for adequacy prior to the system audit. The system audit shall include a review of quality assurance plans and quality assurance/quality control records for programs/projects within which the laboratory is generating analytical data for submission to the department.
- (d) Sample management. The system audit shall include a review of applicable procedures for receipt, preservation, transportation, and storage of samples. The laboratory shall be held responsible only for those elements of sample management over which it has direct control.
- (e) Data management. The system audit shall include a review of applicable procedures for checking documentation of raw data, calculations, transcription and computer data entry, reports of analytical results, and other activities necessary to assure accurate management of laboratory data.
- (2) Recommended practices. Those elements of laboratory operations which might affect efficiency, safety, and other administrative functions, but do not normally affect quality of analytical data, shall be brought to the attention of laboratory management under the heading of "recommended practices" and individually, shall not be the basis for denial or revocation of accreditation status. Functional areas within which recommended practices may be noted are:
- (a) Personnel. The system audit shall seek to determine if managerial, supervisory, and analytical personnel have adequate training and experience to allow satisfactory completion of analytical procedures and compilation of reliable, accurate data. Minimum recommended education and experience criteria for laboratory personnel shall be specified in the program procedural manual.
- (b) Facilities. The system audit shall seek to determine if laboratory facilities allow efficient generation of reliable, accurate data in a safe environment.
- (c) Safety. When the system audit notes laboratory safety problems, those judged serious shall be referred to appropriate state or federal agencies.
- (3) Registered laboratories shall be advised in a written system audit report prepared by the department of deficiencies in meeting critical element and recommended practice standards. The laboratory must respond in writing to the department within forty-five days of receipt of the system audit report concerning corrective actions taken as a result of the system audit report.

AMENDATORY SECTION (Amending Order 90-21, filed 10/19/90, effective 11/19/90)

WAC 173-50-090 Evaluation and issuance of certificate. (1) Accreditation. Following receipt of an application and completion of a performance audit and system audit, the quality assurance section shall submit a report to the affected laboratory concerning the results of the overall accreditation process. The report shall list findings, assess the importance of each finding, and make recommendations concerning actions necessary to ensure resolution of problems. After completing the accreditation review, the quality assurance section shall decide, based on information in the application and results of the system audit, performance audit, and review of the quality assurance manual, whether accreditation should be granted. If this decision is affirmative, a certificate shall be issued authorizing the

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affected laboratory to submit analytical data to the department as specified on an accompanying scope of accreditation. The certificate shall remain the property of the department and shall be surrendered to the department upon revocation of accreditation status. If accreditation is not justified, the department shall issue a report specifying areas of deficiency and steps necessary to upgrade the laboratory to accredited status. In such cases, the laboratory shall ((be allowed thirty days in which to)) provide documentation that the specified deficiencies have been corrected. Based on such documentation the department shall decide whether to grant, renew, deny, or revoke accreditation.

(2) Registration. Registered laboratories shall be issued a certificate and accompanying scope of registration. The certificate shall remain the property of the department of ecology and shall be surrendered to the department upon revocation of the registration status.

AMENDATORY SECTION (Amending Order 90-21, filed 10/19/90, effective 11/19/90)

WAC 173-50-100 Interim accreditation. If for valid reasons based on a deficiency in the department and not the laboratory, the quality assurance section cannot conduct a complete assessment of laboratory capabilities ((within six months of receipt of an application)) in a timely manner, an interim accreditation may be granted. The accreditation shall be based on submission of an application and fees by the laboratory, successful completion of a performance audit where appropriate, and ((an update)) department approval of the laboratory's quality assurance manual.

AMENDATORY SECTION (Amending Order 90-21, filed 10/19/90, effective 11/19/90)

WAC 173-50-120 Accreditation and registration categories. Environmental laboratories shall be accredited or registered within the broad categories Chemistry I (general), Chemistry II (trace metals), Organics I (gas chromatography (GC), high pressure liquid chromatography (HPLC) methods), Organics II (gas chromatography/mass spectrometry (GC/MS) methods), ((Radiological, Microbiological)) Radioactivity, Microbiology, and Bioassay/Toxicity. Within those broad categories, laboratories shall specifically be accredited or registered to perform within the welldefined parameters identified in WAC 173-50-190 or as requested by the applying laboratory, using specific, recognized analytical methods chosen by the applying laboratory. Additional parameters may be designated in the program procedural manual without amendment of this chapter if required to allow more efficient execution of the accreditation program.

AMENDATORY SECTION (Amending Order 90-21, filed 10/19/90, effective 11/19/90)

WAC 173-50-130 Requirements for maintaining accreditation and registration status. (1) Accreditation shall be granted for a one-year period and shall expire one year after the effective date of accreditation. Exceptions to the one year accreditation may be made for documented cause. In such cases, accreditation may be granted for a period up to two years. Renewal shall require submission of

an application and appropriate fees, an update of the laboratory's quality assurance manual, and successful completion of ((a-new)) performance audit requirements. System audits shall be required for renewal of accreditation at periods not to exceed three years from the previous system audit. For documented cause, system audits can be extended up to four years from the previous audit.

(2) Registration shall be granted for a one-year period and shall expire one year after the effective date of registration. Renewal shall require submission of an application and appropriate fees, an update of the laboratory's quality assurance manual, and completion of a new performance audit. System audits shall be required for renewal of registration at periods not to exceed three years from the previous system audit.

AMENDATORY SECTION (Amending Order 90-21, filed 10/19/90, effective 11/19/90)

WAC 173-50-190 Fee structure. (1) Fees in this chapter are ((those)) established ((for initiation of)) to cover costs of administering the accreditation program. ((The fee structure shall be reviewed annually and modified as necessary to reflect currency value fluctuations or changes in program administration costs. Laboratory directors may request addition of parameters within given categories.)) The fee per parameter and maximum fee per category are identified in Table 1. Laboratory directors may request addition of parameters within given categories.

TABLE 1 - FEE SCHEDULE

CATEGORY	PARAMETER	MAX FEE FEE/PARAMETER	
Chemistry I (General)	Calcium Chloride Fluoride Magnesium pH Potassium Sodium Specific Condi Sulfate Total Alkalinit Total Dissolve (TDS) Total Hardness Ammonia (NH Kjeldahl Nitro Nitrate (NO3-I Nitrate-Nitrate (NO3-I Nitrate (NO3-NO2) Nitrite (NO2-NO2-I Orthophosphat	((\$30)) \$55 uctance (y) d Solids (3-N) (gen (N) (N) etotal) (bxygen Demand (maceous (N) (gen Demand (Carbon	((\$700)) <u>\$1000</u>
	Cyanide (total))	

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	Dissolved Oxygen (DO) Nonfilterable Residue/ Total Suspended Solids (TSS) Total Solids Volatile Solids Oil/grease Phenolics (total) Salinity Silica Sulfide Sulfide Sulfite Total Organic Halides Total Petroleum Hydrocarbons Total Residual Chlorine Turbidity
Chemistry II (Trace Metals)	Aluminum ((\$35)) \$55 ((\$450)) \$850 Antimony Arsenic Barium Beryllium Cadmium Chromium (hexavalent) Cobalt Copper Iron Lead Manganese Mercury Molybdenum Nickel Selenium Silver Strontium Thallium Tin Titanium Vanadium Zinc
Organics I (GC, HPLC methods)	Acrolein/Acrylonitrile((\$\frac{\$\frac{\$\frac{\$\frac{60}}{\$\frac{\$\frac{\$\frac{\$\frac{50}}{\$\frac{{\frac{\$\frac{{\frac{\$\frac{{\frac{\$\frac{\$\frac{{\frac}}}}{{\frac{{\frac{{\frac{{\frac{{\frac{{\frac{{\frac{{\frac{{\frac{{\frac{{\frac{{\frackete}}}}}}}}{{\frac{{\frac{{\frac{{\frac{{\frac{{\frac{{\frac{{\frac{{\frac{{\frac{{\frac{{\frackete}}}}}}}}}{\frac{{\frac{{\frac{{\frac{{\frac{{\frackete{10}}}}}}}}}}}} }}} }} }} }} } } } } } }
((Organics-II	Purgeables (volatiles) \$150 \$350
Organics II	Base/Neutrals and Acids (semivolatiles))) Organophosphorus Pesticides Chlorinated Herbicides Gasoline Diesel Fuel Purgaphle (volatile) \$300 \$900
Organics II (GC/MS Methods)	Purgeable (volatile) \$300 \$900 Organics Extractable Base/Neutral and Acid (Semivolatile) Organics Dioxin (2,3,7,8-Tetra- chlorodibenzo-p-dioxin)

((Radiological	Alpha	\$60-	\$120
Radioactivity	Beta Radium)) Gross Alpha Gross Beta Cesium 134 Cesium 137 Cobalt 60 Radium 226 Radium 228 Tritium Total Uranium Iodine 131	<u>\$125</u>	\$1200
	Strontium 89 Strontium 90		
((Microbiological)) <u>Microbiology</u>	Coliform (fecal) Coliform (total) ((Fecal streptococce Enterococci/Fecal Streptococci E. coli		((\$300)) <u>\$600</u>
Bioassay <u>/Toxicity</u>	Fish Rat Amphipod Bivalve Larvae Chromosomal abnomicrotox Daphnid Echinoderm Mysid Algae	_	((\$450)) <u>\$1250</u>
<u>Sediment</u>	Antimony Arsenic Cadmium Copper Lead Mercury Nickel Silver Zinc	<u>\$100</u>	<u>\$500</u>
(2) Out of a	Polycyclic Aromati Hydrocarbons Extractable Base/N and Acid (semivo	eutral latile)	noto dincothe
(2) Out-oi-s	tate laboratories		

- (2) Out-of-state laboratories shall coordinate directly with the quality assurance section to determine the anticipated cost of completing the accreditation process. ((The fee assessed shall be the projected)) Reimbursement of the cost of travel and per diem shall be added to the normal fee indicated in WAC 173-50-190(1).
- (3) On-site inspections shall not be conducted nor shall interim or provisional or other accreditations be granted until appropriate fees have been received by the department.
- (4) The fee to defray costs to the department ((for recognition of a laboratory under a reciprocity agreement (WAC 173-50-160) or)) recognition of third-party accreditation (WAC 173-50-170) shall be ((fifty)) three hundred dollars. The fee for recognition of a laboratory under a reciprocity agreement (WAC 173-50-160) shall be three hundred dollars, or as specified in the reciprocity agreement, but not less than three hundred dollars.
- (5) Apart from the fee process, applicant laboratories shall be required to acquire and analyze performance evaluation (PE) samples for parameters specified by the quality assurance section. The source of PE samples, if other than the federal Environmental Protection Agency,

shall be approved by the quality assurance section. To the extent feasible as determined by the quality assurance section, performance evaluation samples already being analyzed by the applicant laboratories, shall be used to fulfill performance audit requirements of this chapter.

- (6) In addition to fees as determined by the number of parameters and methods in WAC 173-50-190(1), laboratories seeking registration status are required to pay an annual fee of ((four-hundred fifty)) six hundred dollars.
- (7) If a laboratory withdraws from the accreditation process after the application has been processed, but before accreditation or registration is granted, the fee will be nonrefundable up to an amount of two hundred dollars as reimbursement for costs of processing the application.
- (8) Dollar amounts listed in subsections (1), (4), (6), and (7) of this section may be adjusted every two years based on inflation as indicated by the implicit price deflator for state and local government services as published by the economic and revenue forecast council. Dollar amounts listed in subsections (1), (4), (6), and (7) of this section may be decreased at any time the department determines they are higher than needed to meet program requirements. The department shall notify affected parties of any fee adjustment at least thirty days prior to making any fee adjustment.

AMENDATORY SECTION (Amending Order 90-21, filed 10/19/90, effective 11/19/90)

WAC 173-50-200 Appeals. An environmental laboratory manager may appeal final accreditation and registration actions (((awards, denials, revocations) in writing to the director of the department)) within thirty days of notification of final action in accordance with chapter 43.21B RCW.

AMENDATORY SECTION (Amending Order 90-21, filed 10/19/90, effective 11/19/90)

WAC 173-216-125 Monitoring. Use of registered or accredited laboratories:

(1) Except as established in subsection (3) of this section, monitoring data submitted to the department in accordance with this chapter shall be prepared by a laboratory accredited under the provisions of chapter 173-50 WAC no later than July 1, 1993, for all state permittees with a permitted average flow rate greater than five million gallons per day.

((Note. Chapter 173-50 WAC is available at:

Department of Ecology Records Management Mailstop PV-11 Olympia, WA 98504-8711))

These requirements are effective and binding on all permittees under the authority of rule, regardless of whether they have been included as conditions of a permit.

(2) Except as established in subsection (3) of this section, monitoring data submitted to the department in accordance with this chapter shall be prepared by a laboratory registered or accredited under the provisions of chapter 173-50 WAC no later than July 1, 1994, for all state permittees not covered under subsection (1) of this section.

((Note: Chapter 173-50-WAC is available at:

Department of Ecology Records Management Mailstop PV-11 Olympia, WA 98504-8711))

These requirements are effective and binding on all permittees under the authority of rule, regardless of whether they have been included as conditions of a permit.

- (3) The following parameters need not be accredited or registered:
 - (a) Flow;
 - (b) Temperature; ((and))
 - (c) Settleable solids;
- (d) Conductivity, except that conductivity shall be accredited if the laboratory must otherwise be registered or accredited;
- (e) pH, except that pH shall be accredited if the laboratory must otherwise be registered or accredited; and
- (f) Parameters which are used solely for internal process control.

AMENDATORY SECTION (Amending Order 90-21, filed 10/19/90, effective 11/19/90)

WAC 173-220-210 Monitoring, recording and reporting. (1) Monitoring.

- (a) Any discharge authorized by a permit may be subject to such monitoring requirements as may be reasonably required by the department, including the installation, use, and maintenance of monitoring equipment or methods (including, where appropriate, biological monitoring methods). These monitoring requirements would normally include:
 - (i) Flow (in gallons per day);
- (ii) Pollutants (either directly or indirectly through the use of accepted correlation coefficients or equivalent measurements) which are subject to reduction or elimination under the terms and conditions of the permit;
- (iii) Pollutants which the department finds could have a significant impact on the quality of surface waters; and
- (iv) Pollutants specified by the administrator, in regulations issued pursuant to the FWPCA, as subject to monitoring.
- (b) Each effluent flow or pollutant required to be monitored pursuant to (a) of this subsection shall be monitored at intervals sufficiently frequent to yield data which reasonably characterizes the nature of the discharge of the monitored effluent flow or pollutant.

Variable effluent flows and pollutant levels may be monitored at more frequent intervals than relatively constant effluent flows and pollutant levels which may be monitored at less frequent intervals.

(c) Monitoring of intake water, influent to treatment facilities, internal waste streams, and/or receiving waters may be required when determined necessary by the department to verify compliance with net discharge limitations or removal requirements, to verify that proper waste treatment or control practices are being maintained, or to determine the effects of the discharge on the surface waters of the state.

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- (2) Recording of monitoring activities and results. Any permit which requires monitoring of the authorized discharge shall require that:
- (a) The permittee shall maintain records of all information resulting from any monitoring activities required of him in his permit;
- (b) Any records of monitoring activities and results shall include for all samples:
 - (i) The date, exact place, and time of sampling;
 - (ii) The dates analyses were performed;
 - (iii) Who performed the analyses;
 - (iv) The analytical techniques/methods used; and
 - (v) The results of such analyses; and
- (c) The permittee shall be required to retain for a minimum of three years any records of monitoring activities and results including all original strip chart recording for continuous monitoring instrumentation and calibration and maintenance records. This period of retention shall be extended during the course of any unresolved litigation regarding the discharge of pollutants by the permittee or when requested by the department or regional administrator.
 - (3) Reporting of monitoring results.
- (a) The permittee shall periodically report (at a frequency of not less than once per year) on the proper reporting form, the monitoring results obtained pursuant to monitoring requirements in a permit. In addition to the required reporting form, the department at its discretion may require submission of such other results as it determines to be necessary.
 - (b) Monitoring reports shall be signed by:
- (i) In the case of corporations, by a responsible corporate officer or his duly authorized representative, if such representative is responsible for the overall operation of the facility from which the discharge originates.
 - (ii) In the case of a partnership, by a general partner.
- (iii) In the case of a sole proprietorship, by the proprietor.
- (iv) In the case of a municipal, state or other public facility, by either a principal executive officer, ranking elected official, or other duly authorized employee.
 - (4) Use of registered or accredited laboratories:
- (a) Except as established in (c) of this subsection, monitoring data submitted to the department in accordance with this chapter shall be prepared by a laboratory accredited under the provisions of chapter 173-50 WAC no later than indicated by the appropriate date below:
 - July 1, 1992, major dischargers;
- July 1, 1993, all permittees with a permitted average flow rate greater than five million gallons per day.

((Note. Chapter 173-50 WAC is available at:

Department of Ecology Records Management Mailstop PV-11 Olympia, WA 98504-8711))

These requirements are effective and binding on all permittees under the authority of rule, regardless of whether they have been included as conditions of a permit.

(b) Except as established in (c) of this subsection, monitoring data submitted to the department in accordance with this chapter shall be prepared by a laboratory registered or accredited under the provisions of chapter 173-50 WAC

no later than July 1, 1994, for all NPDES permittees not covered under (a) of this subsection.

((Note. Chapter 173-50 WAC is available at:

Department of Ecology Records Management Mailstop PV-11 Olympia, WA 98504-8711))

These requirements are effective and binding on all permittees under the authority of rule, regardless of whether they have been included as conditions of a permit.

- (c) The following parameters need not be accredited or registered:
 - (i) Flow;
 - (ii) Temperature; ((and))
 - (iii) Settleable solids;
- (iv) Conductivity, except that conductivity shall be accredited if the laboratory must otherwise be registered or accredited;
- (v) pH, except that pH shall be accredited if the laboratory must otherwise be registered or accredited; and
- (vi) Parameters which are used solely for internal process control.

AMENDATORY SECTION (Amending Order 92-55, filed 5/5/93, effective 5/19/93)

WAC 173-226-090 Monitoring, recording, and reporting. (1) Monitoring.

- (a) Any discharge authorized by a general permit may be subject to such monitoring requirements as may be reasonably required by the department, including the installation, use, and maintenance of monitoring equipment or methods (including, where appropriate, biological monitoring methods). These monitoring requirements would normally include but are not limited to:
 - (i) Flow (in gallons per day or other appropriate units);
- (ii) All pollutants on which limitations have been placed pursuant to WAC 173-226-070;
- (iii) Pollutants (either directly or indirectly through the use of accepted correlation coefficients or equivalent measurements) that are subject to reduction or elimination under the terms and conditions of the permit;
- (iv) Pollutants that the department finds could have a significant impact on the quality of waters and sediments of the state; and
- (v) Pollutants specified by the administrator, in regulations issued pursuant to the FWPCA, as subject to monitoring.
- (b) Each effluent flow or pollutant required to be monitored pursuant to (a) of this subsection shall be monitored at intervals sufficiently frequent to yield data that reasonably characterizes the nature of the discharge of the monitored effluent flow or pollutant.
- (c) Monitoring for compliance with limitations imposed pursuant to WAC 173-226-070 shall be no less than once per year.
- (d) Variable effluent flows and pollutant levels may be monitored at more frequent intervals than relatively constant effluent flows and pollutant levels, which may be monitored at less frequent intervals.

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- (e) Monitoring of intake water, influent to treatment facilities, internal waste streams, and/or receiving waters may be required by the department, to verify compliance with net discharge limitations or removal requirements, to verify that proper waste treatment or control practices are being maintained, or to determine the effects of the discharge on the waters and sediments of the state.
- (2) Recording of monitoring activities and results. Any general permit which requires monitoring of an authorized discharge shall require that:
- (a) The permittee maintain records of all information resulting from any monitoring activities required as a condition of the application for, or as a condition of coverage under a general permit;
- (b) Any records of monitoring activities and results shall include for all samples:
 - (i) The date, exact place, and time of sampling;
 - (ii) The dates analyses were performed;
 - (iii) Who performed the analyses;
 - (iv) The analytical techniques/methods used; and
 - (v) The results of such analyses; and
- (c) The permittee retain for a minimum of five years any records of monitoring activities and all results of those activities including all original strip chart recording for continuous monitoring instrumentation and calibration and maintenance records. This period of retention shall be extended during the course of any unresolved litigation regarding the discharge of pollutants by the permittee, or when requested by the department or regional administrator.
 - (3) Reporting of monitoring results.
- (a) The department may require the permittee to periodically report on the proper reporting form, the monitoring results obtained pursuant to monitoring requirements in a general permit. In addition to the required reporting form, the department may require submission of such other reports as it determines to be necessary.
 - (b) Monitoring reports shall be signed by:
- (i) In the case of corporations, a responsible corporate officer or duly authorized representative, if such representative is responsible for the overall operation of the facility from which the discharge originates.
 - (ii) In the case of a partnership, a general partner.
 - (iii) In the case of a sole proprietorship, the proprietor.
- (iv) In the case of a municipal, state, or other public facility, either a principal executive officer, ranking elected official, or other duly authorized employee.
- (4) Except ((for flow, temperature, and internal process control parameters)) as provided in subsection (5) of this section, all monitoring data required as a condition of a general permit, or required as part of an application for coverage under a general permit shall be prepared by a laboratory registered or accredited under the provisions of chapter 173-50 WAC within one year of first being covered under a general permit or by July 1, 1995, whichever is later.
- (5) The following parameters need not be accredited or registered:
 - (a) Flow;
 - (b) Temperature;
 - (c) Settleable solids;

- (d) Conductivity, except that conductivity shall be accredited if the laboratory must otherwise be registered or accredited;
- (e) pH, except that pH shall be accredited if the laboratory must otherwise be registered or accredited; and
- (f) Parameters which are used solely for internal process.

WSR 93-20-012 PERMANENT RULES DEPARTMENT OF LICENSING

[Filed September 23, 1993, 8:47 a.m.]

Date of Adoption: September 23, 1993.

Purpose: To allow performance compensation arrangements for investment advisers to the extent allowed under federal law.

Statutory Authority for Adoption: Chapter 114, Laws of 1993 and RCW 21.20.450.

Pursuant to notice filed as WSR 93-16-026 on July 26, 1993.

Other Findings Required by Other Provisions of Law as Precondition to Adoption or Effectiveness of Rule: Pursuant to RCW 21.20.450, the director finds adoption of this rule is necessary or appropriate in the public interest or for the protection of investors and consistent with the purposes fairly intended by the policy and provisions of the Securities Act of Washington, chapter 21.20 RCW.

Effective Date of Rule: Thirty-one days after filing.

September 23, 1993

Katherine Baros Friedt
Director

NEW SECTION

WAC 460-24A-150 Performance compensation arrangements. An investment adviser may, without violating RCW 21.20.030(1), enter into a performance compensation arrangement with a customer that complies with Securities and Exchange Commission Rule 205-3, as made effective in Release No. IA-996, under the Investment Advisers Act of 1940. Rule 205-3 is found in the CCH Federal Securities Law Reports published by Commerce Clearing House. Copies of the rule are also available at the office of the securities administrator.

WSR 93-20-018 PERMANENT RULES PARKS AND RECREATION COMMISSION

[Filed September 24, 1993, 8:11 a.m.]

Date of Adoption: September 17, 1993.

Purpose: Update state accident reporting program to be consistent with changes in federal requirements.

Citation of Existing Rules Affected by this Order: Amending chapter 352-70 WAC.

Statutory Authority for Adoption: RCW 43.51.400.

Pursuant to notice filed as WSR 93-16-065 on July 30, 1993.

Effective Date of Rule: Thirty-one days after filing.

September 20, 1993

Robert C. Petersen

Chair

AMENDATORY SECTION (Amending Order 73, filed 12/19/83)

WAC 352-70-010 Purpose. This chapter is promulgated in accordance with RCW 43.51.400 and 88.12.130 in order to establish procedures by which boating accident and casualty reports are to be submitted to the Washington state parks and recreation commission ((in accordance with RCW 43.51.400)) and to the law enforcement agencies having jurisdiction.

AMENDATORY SECTION (Amending Order 73, filed 12/19/83)

- WAC 352-70-020 Definitions. When used in this chapter the following words and phrases shall have the meanings designated in this section unless a different meaning is expressly provided or unless the context clearly indicates otherwise.
- (1) "Commission" means the Washington state parks and recreation commission.
- (2) "Operator" means ((the person who is in control or in charge of a vessel while it is in use)) an individual who steers, directs, or otherwise has control of a vessel that is underway or exercises actual authority to control the person at the helm.
- (3) "Owner" means a person who has a lawful right to possession of a vessel by purchase, exchange, gift, lease, inheritance, or legal action whether or not the vessel is subject to a security interest.
 - (4) "Use" means operate, navigate, or employ.
- (5) "Vessel" means every watercraft used or capable of being used as a means of transportation on the water, other than a seaplane. However, it does not include inner tubes, air mattresses, and small rafts or flotation devices or toys customarily used by swimmers.
- (6) "Waters of Washington state" means any waters within the territorial limits of Washington state.

AMENDATORY SECTION (Amending Order 73, filed 12/19/83)

WAC 352-70-040 Written accident and casualty report. (1) The operator of a vessel shall submit a complete written report to the ((commission)) law enforcement agency that has jurisdiction where the accident occurred. The report shall be on a form prescribed by the commission in WAC 352-70-050. The report shall be submitted when as a result of an occurrence that involves the vessel or its equipment:

- (a) A person dies;
- (b) A person is injured and requires medical treatment beyond first aid;
- (c) Damage to the vessel and other property totals more than ((two)) <u>five</u> hundred dollars or there is a complete loss of a vessel; or
- (d) A person disappears from the vessel under circumstances that indicate death or injury.

- (2) A report required by this section must be submitted within forty-eight hours of the occurrence if a person dies within twenty-four hours of the occurrence, is injured and requires medical treatment beyond first aid, or disappears from a vessel.
- All other reports required by this section must be submitted within ten days of the occurrence.
- (3) If the operator of a vessel cannot submit the report required by this section, the owner shall submit the report, and, if the owner cannot submit the report, ((another person acting on behalf of the owner shall submit the report)) the law enforcement agency that has jurisdiction where the accident occurred shall complete the report on behalf of the owner.
- (4) The completed report shall be submitted to the commission by the law enforcement agency that has jurisdiction within ten days of receiving or completing the report.

AMENDATORY SECTION (Amending Order 73, filed 12/19/83)

WAC 352-70-050 Content of written accident and casualty report. Each written report required by WAC 352-70-040 shall be on a form prescribed by the commission. Each report must be dated upon completion, signed by the person who prepared it, and must contain, if available, at least the following information about the accident or casualty:

- (1) The registration numbers or names as documented of each vessel involved.
- (2) The name and address of each owner of each vessel involved.
- (3) The name of the nearest city or town, the county, the state, and the body of water.
 - (4) The time and date the accident or casualty occurred.
 - (5) The location on the water.
 - (6) The visibility, weather, and water conditions.
 - (7) The estimated air and water temperatures.
- (8) The name, address, age, or date of birth, telephone number, vessel operating experience, and boating safety training of the operator of the vessel of the person making the report.
- (9) The name and address of each operator of each other vessel involved.
- (10) The number of persons on board and towed on skis by each vessel.
- (11) The name, address, and date of birth of each person injured or killed.
 - (12) The cause of each death.
- (13) Weather forecasts available to, and weather reports used by, the operator before and during the use of the vessel.
- (14) The name and address of each owner of property involved.
- (15) The number, availability, and use of personal flotation devices.
- (16) The type and amount of each fire extinguisher used.
 - (17) The nature and extent of each injury.
- (18) A description of all property damage and vessel damage with an estimate of the cost of all repairs.
- (19) A description of each equipment failure that caused or contributed to the cause of the accident or casualty.

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- (20) A description of the vessel accident or casualty.
- (21) The type of vessel operation (cruising, drifting, fishing, hunting, skiing, racing, or other) and the type of accident (capsizing, sinking, fire, explosion, or other).
- (22) The opinion of the person making the report as to the cause of the accident or casualty <u>including whether or not alcohol or drugs</u>, or both, was a cause or contributed to causing the casualty.
- (23) The make, model, type (open, cabin, house, or other), beam width at widest point, length, depth from transom to keel, horse power, propulsion (outboard, inboard, inboard outdrive, sail, or other), fuel (gas, diesel, or other), construction (wood, steel, aluminum, plastic, fiberglass, or other), and year built (model year) of the vessel of the person making the report.
- (24) The name, address, and telephone number of each witness.
- (25) The manufacturer's hull identification number, if any, of the vessel of the person making the report.
- (26) The name, address, and telephone number of the person submitting the report.

AMENDATORY SECTION (Amending Order 73, filed 12/19/83)

WAC 352-70-060 Submission of notification and report. The report required by this chapter shall be submitted to the commission at the following address by the law enforcement agency that has jurisdiction where the accident occurred:

Washington State Parks and Recreation Commission Boating ((Safety and Education)) Programs 7150 Cleanwater Lane ((KY-11)) P.O. Box 42654 Olympia, Washington 98504-2654 (((206) 753 5755))

WSR 93-20-019 PERMANENT RULES OFFICE OF INSURANCE COMMISSIONER

[Order R 93-17—Filed September 24, 1993, 1:36 p.m.]

Date of Adoption: September 24, 1993.

Purpose: The purpose of this rule is to extend the Washington United States Longshore and Harbor Workers' Compensation Act assigned risk plan through June 30, 1995, and to modify the participation formula.

Citation of Existing Rules Affected by this Order: Amending WAC 284-22-010, 284-22-020, 284-22-030, 284-22-050, and 284-22-060.

Statutory Authority for Adoption: RCW 48.02.060. Pursuant to notice filed as WSR 93-17-105 on August 1993.

Effective Date of Rule: Thirty-one days after filing.

September 24, 1993

Deborah Senn
Insurance Commissioner

AMENDATORY SECTION (Amending Order R 92-12, filed 9/16/92, effective 10/17/92)

WAC 284-22-010 Title. These rules and regulations, adopted under the authority of chapter ((209)) 177, Laws of ((1992)) 1993, shall be entitled the Washington United States Longshore and Harbor Workers' Compensation Act assigned risk plan (hereinafter referred to as "the assigned risk plan").

AMENDATORY SECTION (Amending Order R 92-12, filed 9/16/92, effective 10/17/92)

WAC 284-22-020 Purpose. The purposes of the assigned risk plan are:

- (1) To promote a strong and healthy maritime industry, within Washington state, by ensuring the continued availability of workers' compensation coverage required by the United States Longshore and Harbor Workers' Act and maritime employers' liability coverage incidental to such workers' compensation coverage for employers who are unable to purchase it through the normal insurance market.
- (2) To provide a mechanism through which the underwriting results of the assigned risk plan are shared by authorized insurers writing ((workers' compensation)) primary or excess United States Longshore and Harbor Workers' insurance within Washington state and the Washington state industrial insurance fund.

AMENDATORY SECTION (Amending Order R 92-12, filed 9/16/92, effective 10/17/92)

WAC 284-22-030 Effective date. (1) The assigned risk plan shall become effective at 12:01 a.m. July 1, 1992.

(2) The assigned risk plan shall cease accepting new applicants at 12:01 a.m. July 1, ((1993)) 1995. However, it shall not terminate until all policies issued under the plan have expired and outstanding obligations incurred under such policies have been satisfied.

AMENDATORY SECTION (Amending Order R 92-12, filed 9/16/92, effective 10/17/92)

WAC 284-22-050 Definitions. (1) "Administrator" means any organization designated by the assigned risk plan and approved by the commissioner to provide administrative support for the plan. Such support shall be defined by the governing committee in its operating plan. It may include, but is not limited to, acceptance, processing, and distribution of incoming applications to the servicing carrier(s), collection of and accounting for premium income, determination of assigned risk plan reserves, investment of assigned risk plan assets, collection of statistical data, actuarial assistance for rate making, development of policy contracts, and auditing the activities of servicing carrier(s) to ensure that the assigned risk plan's rules are being applied properly.

(2) "Applicant" means an employer, seeking coverage from the assigned risk plan, who has, in good faith, sought United States longshore and harbor workers' coverage from at least two of the authorized insurers writing such coverage in Washington and has been declined such coverage by all insurers from which it has sought coverage. "Applicant" does not include employers seeking coverage through the plan solely because of the lack of availability of maritime employers' liability coverage.

- (3) "Authorized insurer" means any insurance company licensed to write workers' compensation insurance on a direct basis in this state.
- (4) "Commissioner" means the commissioner of insurance of the state of Washington.
- (5) "Governing committee" means the committee responsible for administering the assigned risk plan. It shall consist of thirteen members, who shall be appointed by the commissioner. The director of the department of labor and industries shall be one member. The remaining members shall be selected to insure equal representation of each of the following interest groups; authorized insurers writing primary or excess workers' compensation insurance, insurance producers, organized labor, and maritime employers.
- (6) "Maritime employers' liability" means that liability imposed by 46 U.S.C. 688 (the Jones Act) and general maritime law for bodily injury including death of a master or member of the crew of any vessel.
- (7) "Servicing carrier" means any authorized insurer designated by the assigned risk plan and approved by the commissioner and the United States Department of Labor to issue workers' compensation policies. It shall issue policies on behalf of the assigned risk plan, provide safety engineering, handle claims incurred by those covered by the assigned risk plan, provide premium audits, perform underwriting functions, and perform other duties as defined by the governing committee in its operating procedures.
- (8) "State industrial insurance fund" means that entity defined in RCW 51.08.175 which provides primary workers' compensation insurance on a direct basis in this state.
- (9) "Underwriting results" means the assigned risk plan's revenues less incurred claims plus net operating expenses, net of reinsurance, during its period of operation.
- (10) "United States longshore and harbor workers' compensation coverage" means that workers' compensation coverage required of employers by the United States Longshore and Harbor Workers' Compensation Act, 33 U.S.C. Secs. 901 through 950. It is hereinafter referred to as USL&H coverage.
- (11) "Written premium" means gross direct premiums (excluding premiums on risks written ceded to the assigned risk plan), within the state of Washington, charged during the first preceding calendar year with respect to ((workers' eompensation)) United States Longshore and Harbor Workers' insurance, less return premiums, dividends paid or credited to policyholders, or the unused or unabsorbed portions of premium deposits.

AMENDATORY SECTION (Amending Order R 92-12, filed 9/16/92, effective 10/17/92)

WAC 284-22-060 Participation. (1) Participation in the assigned risk plan is mandatory for all authorized insurers writing ((workers' compensation)) primary or excess United States Longshore and Harbor Workers' insurance in Washington state and the state industrial insurance fund. Underwriting results shall be shared by the participants in accordance with the following ratio: The state industrial insurance fund, fifty percent; authorized insurers writing ((USL&H)) such United States Longshore and Harbor Workers' coverage, ((forty eight)) fifty percent((; and

authorized insurers writing excess workers' compensation insurance, two percent)).

- (2) The amount of participation of each authorized insurer shall be based on the proportional share of its ((USL&H or excess)) United States Longshore and Harbor Workers' compensation premium written within Washington to all such premium written within the appropriate category during the first preceding calendar year. However, the governing committee, subject to the commissioner's approval, and subject to the requirement that the amount assumed by all insurers within each category must be as stated in subsection (1) of this section, has the authority to allocate assessments in such a fashion that no authorized insurer shall be required to participate in the plan if the amount of an assessment shall be less than fifty dollars.
- (3) Each authorized insurer writing ((workers' compensation)) United States Longshore and Harbor Workers' insurance shall by September 1((, 1992,)) of each calendar year make a report to the governing committee identifying the amount of its ((1991)) written premium in the preceding year applying to ((USL&H)) United States Longshore and Harbor Workers' coverage and the amount applying to excess workers' compensation coverage.

WSR 93-20-020 PERMANENT RULES DEPARTMENT OF RETIREMENT SYSTEMS

[Filed September 24, 1993, 2:34 p.m.]

Date of Adoption: September 23, 1993.

Purpose: Provide guidance to members regarding early retirement eligibility.

Statutory Authority for Adoption: RCW 41.50.050. Pursuant to notice filed as WSR 93-15-082 on July 20, 1993.

Effective Date of Rule: Thirty-one days after filing.
September 23, 1993
Sheryl Wilson
Director

NEW SECTION

WAC 415-108-671 Administration of early retirement. (1)(a) The provisions of this section are enacted for the specific purpose of administering chapter 519, Laws of 1993. No department, employer, or member shall apply these provisions except in administering chapter 519, Laws of 1993. The definitions and other statutory provisions of chapter 41.40 RCW shall be used in interpreting this section. "Early retirement" as used in this section means retirement under the provisions of chapter 519, Laws of 1993.

- (b) No member shall be eligible for early retirement unless that member meets the application, age and service, and employment status requirements of chapter 519, Laws of 1993.
- (c)(i) If a member is employed by a school district and fails to:
- (A) Notify his or her employer in writing by July 1, 1993, of his or her intent to retire under early retirement; and

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- (B) Submit an application for early retirement on the form supplied by the department by July 1, 1993; That member shall not be eligible for early retirement.
- (ii) If a member is employed by an employer other than a school district and fails to:
- (A) Notify his or her employer in writing by August 31, 1993, of his or her intent to retire under early retirement; and
- (B) Submit an application for early retirement on the form supplied by the department by August 31, 1993; That member shall not be eligible for early retirement.
 - (2) For purposes of administering early retirement:
- (a) The following persons shall be considered to be employed by an employer in an eligible position on March 1. 1993:
- (i) Persons in an eligible plan I position who reported for work or otherwise provided service to an employer on March 1, 1993;
- (ii) Persons who were on paid leave from an eligible plan I position on March 1, 1993;
- (iii) Persons who were not rendering personal services to an employer but were on an authorized, unpaid leave from an eligible plan I position on March 1, 1993; or
- (iv) Persons retroactively reinstated to employment pursuant to appeal of termination or separation in an eligible plan I position for a period that includes March 1, 1993.
- (b) The following persons shall not be considered to have been employed by an employer in an eligible position on March 1, 1993:
- (i) Persons who were in terminated status pursuant to a reduction in force, lay-off, or other involuntary or voluntary termination on March 1, 1993;
 - (ii) Persons on an unauthorized leave on March 1, 1993.
- (c) For purposes of administering chapter 519, Laws of 1993, "retired" means separated from service.
- (3) For purposes of administering section 4 (1)(b), chapter 519, Laws of 1993, the following persons meet the age and service requirements of that subsection:
- (a)(i) Members employed by a school district who meet the criteria of section 4 (1)(b), chapter 519, Laws of 1993, on or before August 31, 1993;
- (ii) Members employed by an employer other than a school district who meet the criteria of section 4 (1)(b), chapter 519, Laws of 1993, on or before December 31, 1993.
- (b) Members who, through utilization of applicable laws, are eligible to combine their plan I service with service credit for nonplan I service for purposes of determining retirement eligibility if such combined service meets the eligibility requirements of section 4 (1)(b), chapter 519, Laws of 1993; or
- (c) Members who complete restoration of prior withdrawn contributions such that their total creditable service is sufficient to qualify for retirement under section 4 (1)(b), chapter 519, Laws of 1993.
- (4) If a member contacts the department regarding early retirement prior to the early retirement application deadline and:
- (a) The department cannot verify prior to the statutory early retirement deadline that the member has earned sufficient service credit to qualify for early retirement; then
- (b) The member shall be eligible to retire after the statutory retirement deadline; provided that

- (c) The department subsequently determines that the member had sufficient service credit on or before the statutory deadline date to retire under the provisions of early retirement.
- (5) For purposes of administering early retirement, written applications for retirement shall be considered to be received by the department by the statutory deadline if the applications are on the form provided by the department and:
- (a) The applications are delivered to the department by 5:00 p.m. on the applicable statutory deadline date; or
- (b) The application is delivered to the department after 5:00 p.m. on the statutory deadline date, and bears a United States Post Office postmark dated on or before the statutory deadline date.
- (6) If a person who retires under early retirement and subsequently enters an eligible position inadvertently or otherwise, he or she shall reenter membership and have his or her pension benefits suspended pursuant to RCW 41.40.150. That person will not be eligible for reretirement until he or she qualifies under RCW 41.40.180.

NEW SECTION

WAC 415-112-561 Administration of early retirement. (1)(a) The provisions of this section are enacted for the specific purpose of administering chapter 519, Laws of 1993. No department, employer, or member shall apply these provisions except in administering chapter 519, Laws of 1993. The definitions and other statutory provisions of chapter 41.32 RCW shall be used in interpreting this section. "Early retirement" as used in this section means retirement under the provisions of chapter 519, Laws of 1993.

- (b) No member shall be eligible to retire under early retirement unless that member meets the application, age and service, and employment status requirements of chapter 519, Laws of 1993.
- (c)(i) If a member is employed by a school district and fails to:
- (A) Notify his or her employer in writing by July 1, 1993, of his or her intent to retire under early retirement; and
- (B) Submit an application for early retirement on the form supplied by the department by July 1, 1993; That member shall not be eligible for early retirement.
- (ii) If a member is employed by an employer other than a school district and fails to:
- (A) Notify his or her employer in writing by August 31, 1993, of his or her intent to retire under early retirement; and
- (B) Submit an application for early retirement on the form supplied by the department by August 31, 1993; That member shall not be eligible for early retirement.
- (2) For purposes of administering section 6 (1)(b), chapter 519, Laws of 1993:
- (a) The following persons shall be considered to be employed by an employer on March 1, 1993:
- (i) Persons in a plan I position who reported for work or otherwise provided service to an employer on March 1, 1993, in a position other than as a substitute teacher;
- (ii) Persons who were on paid leave from a plan I position on March 1, 1993;

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- (iii) Persons who were not rendering personal services to an employer but were on an authorized, unpaid leave from a plan I position on March 1, 1993; or
- (iv) Persons retroactively reinstated to employment pursuant to appeal of termination or separation in a plan I position for a period that includes March 1, 1993.
- (b) The following persons shall not be considered to be employed by an employer on March 1, 1993:
- (i) Persons who were in terminated status pursuant to a reduction in force, lay-off, or other involuntary or voluntary termination on March 1, 1993:
 - (ii) Persons on an unauthorized leave on March 1, 1993;
- (iii) Persons working as substitute teachers on March 1, 1993.
- (c) For purposes of chapter 519, Laws of 1993, "retired" means separated from service.
- (3) For purposes of administering section 6 (1)(b), chapter 519, Laws of 1993, the following persons meet the age and service requirements of that subsection:
- (a)(i) Members employed by a school district who meet the criteria of section 6 (1)(b), chapter 519, Laws of 1993, on or before August 31, 1993;
- (ii) Members employed by an employer other than a school district who meet the criteria of section 6 (1)(b), chapter 519, Laws of 1993, on or before December 31, 1993.
- (b) Members who, through utilization of applicable laws, are eligible to combine their plan I service with service credit for nonplan I service for purposes of determining retirement eligibility if such combined service meets the eligibility requirements of section 6 (1)(b), chapter 519, Laws of 1993; or
- (c) Members who complete restoration of prior withdrawn contributions such that their total creditable service is sufficient to qualify for retirement under section 6 (1)(b), chapter 519, Laws of 1993.
- (4) If a member contacts the department prior to the early retirement application deadline and:
- (a) The department cannot verify prior to the statutory early retirement deadline, that the member has earned sufficient service credit to qualify for early retirement; then
- (b) The member shall be eligible to retire after the statutory deadline date; provided that
- (c) The department subsequently determines that the member had sufficient service credit on or before the statutory deadline date to retire under early retirement.
- (5) For purposes of administering early retirement, written applications for retirement shall be considered to be received by the department by the statutory deadline if the applications are on the form provided by the department and:
- (a) The applications are delivered to the department by 5:00 p.m. on the statutory deadline date; or
- (b) The application is delivered to the department after 5:00 p.m. on the statutory deadline date, and bears a United States Post Office postmark dated on or before the statutory deadline date.

WSR 93-20-021 PERMANENT RULES DEPARTMENT OF RETIREMENT SYSTEMS

[Filed September 24, 1993, 2:39 p.m.]

Date of Adoption: September 23, 1993.

Purpose: Adopt standards for the implementation of RCW 41.32.345.

Citation of Existing Rules Affected by this Order: Repealing WAC 415-112-535 and 415-112-722; and amending WAC 415-112-810 and 415-112-820.

Statutory Authority for Adoption: RCW 41.32.345 and 41.50.050.

Pursuant to notice filed as WSR 93-17-023 on August 11, 1993.

Effective Date of Rule: Thirty-one days after filing.

September 23, 1993

Sheryl Wilson

Director

NEW SECTION

WAC 415-112-015 Definitions. (1) All definitions in RCW 41.32.010 apply to terms used in this chapter, unless a different meaning is plainly required by the context.

(2) As used in this chapter, unless a different meaning is plainly required by the context:

"Contract period" for Plan I members as used in RCW 41.32.345 means the period from July 1 to June 30 of the following year.

"Day" for purposes of administering RCW 41.32.570 means seven compensated hours. "Seventy-five days" means five hundred twenty-five cumulative compensated hours;

"Duly executed" means that all required forms or documents have been completed, signed and notarized, and filed with the department;

"Insurable interest" means a reasonable expectation of monetary benefit from the continued life of the member; or a relation of the parties to each other by blood or marriage;

"Pension benefit" means that portion of a retiree's monthly retirement allowance that is funded by the state of Washington and the retiree's former employer or employers;

"Public educational institution" means a school district, the state school for the deaf, the state school for the blind, educational service districts, institutions of higher education, or community colleges;

"School year" for Plan I members means the fiscal year running from July 1 to June 30;

"Single life annuity" means an annuity based solely on the expected remaining life of the member, without regard to any benefits for the member's designated beneficiary or spouse;

"Spousal consent" means written evidence that the married member's spouse consents to the retirement option selected by the member. The spouse's notarized signature on the retirement application, when such application is duly executed and filed with the department, shall constitute "spousal consent";

"Survivor" means a person who has an insurable interest in the member's life. Such person shall be nominated by the member by written designation duly executed and filed with the department at the time of retirement. AMENDATORY SECTION (Amending Order 87-09, filed 10/7/87)

WAC 415-112-810 Bona fide employee. The purpose of WAC 415-112-800 through ((415-112-820)) 415-112-830 is to implement the intent of the legislature that section 2, chapter 265, Laws of 1987 not be used to unfairly inflate a member's retirement allowance. The department shall apply section 2, chapter 265, Laws of 1987 only to members who are bona fide part-time employees. A member will be deemed a bona fide part-time employee only if the member ((is employed less than full time)) has received less than one year of service credit and only as necessary to ensure that a member who receives fractional years of service credit receives benefits proportional to those received by members who have received full time service credit.

AMENDATORY SECTION (Amending Order 87-09, filed 10/7/87)

- WAC 415-112-820 Bona fide part-time position—How determined. (1) In order for a Plan I member to be considered a bona fide part-time employee for two consecutive fiscal years and to elect to have his or her earnable compensation adjusted under RCW 41.32.345, the Plan I member must be employed for each of the two consecutive fiscal years:
- (a) Under contract for an entire school year if the member is employed by a school district, or an educational service district;
- (b) Under contract during three academic quarters of a fiscal year if the member is employed by an institution of higher education, the state school for the deaf or the state school for the blind;
- (c) By one or more employers for at least twenty days but less than one hundred forty-four days during the fiscal year;
- (d) In an instructional position, which is a position in which more than seventy-five percent of the member's time, including office hours, is spent as a classroom instructor, a librarian, or a counselor.
- (2) In addition to the factors listed in subsection (1) of this section, in the case of a member who elects to have earnable compensation defined as provided in section 2, chapter 265, Laws of 1987, the department will determine whether the member held a bona fide part-time position during the years used to compute benefits, and what earnable compensation the member would have received if employed on a regular full-time basis in the same position under section 2, chapter 265, Laws of 1987. The department ((will)) may consider, but not be limited to considering, the following factors:
- (a) The salary schedule and related workload provisions, if any, adopted pursuant to RCW ((28A.67.066)) 28A.405.200 by the school district by which the member was employed;
- (b) The salary schedule, workload provisions, or related documents, used by the community college district by which the member was employed, including salary schedules or workload provisions contained in a collective bargaining agreement negotiated pursuant to chapter 28B.52 RCW;
- (c) Whether the member's position is included on the employing district's salary schedule, in workload provisions,

- or in a collective bargaining agreement, and whether the member's position has duties, responsibilities, workload requirements, or methods of pay similar to those of positions found in the district's schedule, provisions, or collective bargaining agreement;
- (d) When the member's position was created, and how long the position was held by the member;
- (e) Whether the member has previously retired under the provisions of chapter 41.32 RCW.
- (((2))) (3) Upon the department's request, employers shall provide to the department information addressing the factors listed in subsection (1) of this section and such further information as the department may request.
- (4) If a member is employed by more than one employer, all of the member's employment will be combined for purposes of determining whether the member has met the criteria of subsection (1) of this section.

NEW SECTION

WAC 415-112-830 Adjusting earnable compensation earned in a bona fide part-time position. The department will use the following method to determine earnable compensation for members of Plan I employed in a bona fide part-time positions as determined under WAC 415-112-820, who elect to have their earnable compensation determined under RCW 41.32.345. The purpose of the calculation is to determine what a member would have earned in his or her position if employed on a regular full-time basis for the same contract period under their same classification.

- (1) The member's employer or employers will provide written verification of the following:
- (a) The number of hours in a full school day for the member's employer. In the absence of an indication in employment contracts or elsewhere concerning what constitutes one day of employment, the department will designate seven hours as the length of a school day;
- (b) The number of work days in a school year under a regular full-time contract. As provided in RCW 41.32.345 (3)(a), only work days identified in contracts adopted pursuant to RCW 28A.405.200 shall be counted under this subsection. Days worked pursuant to supplemental contracts authorized by RCW 28A.405.240 and 28A.400.200(4) are not considered days required under a regular full-time contract;
- (c) The number of hours in a school year ((a) of this subsection multiplied by (b) of this subsection).
- (d) If a bona fide part-time employee was employed by more than one employer during the school year in question, the department will average the number of hours in a full school day and the number of school days in a year in order to determine the average number of hours in a school year for purposes of applying this section.
- (2) The member's employer will provide the following written information regarding the bona fide part-time employment of the Plan I member during each of the two consecutive years for which the member elects to have his or her compensation adjusted under RCW 41.32.345:
- (a) Total hours worked by the employee under all employment contracts;
- (b) Total earnable compensation earned under all employment contracts entered into by the employee;

- (c) If applicable, the percent or portion of a full-time contract worked by the employee; and
- (d) Net average hourly wage earned by the employee ((b) of this subsection divided by (a) of this subsection).
- (3) To determine the member's adjusted earnable compensation under RCW 41.32.345 the department will multiply the member's average hourly wage as determined in subsection (2) of this section by the number of hours in a school year as determined by subsection (1) of this section. The product equals the compensation the member would have received in the same position if employed on a regular full-time basis for the same contract period.

REPEALER

The following sections of the Washington Administrative Code are repealed:

WAC 415-112-535

Definitions for administering

RCW 41.32.570.

WAC 415-112-722

Definitions for purposes of WAC 415-112-720 through

415-112-727.

WSR 93-20-027 PERMANENT RULES DEPARTMENT OF GENERAL ADMINISTRATION

[Filed September 24, 1993, 5:16 p.m., effective November 1, 1993]

Date of Adoption: September 24, 1993.

Purpose: The purpose of these rules is to implement the legislative mandate in RCW 46.08.172, as amended by ESHB 2067, to establish equitable and consistent parking rental fees for state-owned and state-leased properties. These rules cover properties within Thurston County, outside the state capitol grounds.

Statutory Authority for Adoption: RCW 46.08.172. Pursuant to notice filed as WSR 93-15-126 on July 21, 1993.

Effective Date of Rule: November 1, 1993.

September 23, 1993 John Franklin Director

PROPOSED NEW ADMINISTRATIVE RULES
DEPARTMENT OF GENERAL ADMINISTRATION
CHAPTER 236-14 WAC
PARKING PROGRAM FOR STATE FACILITIES OFF
THE STATE CAPITOL GROUNDS IN THURSTON
COUNTY

NEW SECTION

WAC 236-14-010 Purpose. The purpose of these rules is to implement the legislative mandate in RCW 46.08.172 to establish equitable and consistent parking rental fees for state-owned and leased properties within Thurston County outside the state capitol grounds.

NEW SECTION

WAC 236-14-015 Definitions. As used in this chapter, the following terms shall mean:

- (1) "Agency assigned uses" means:
- (a) parking stalls reserved exclusively for agency use at state-owned or leased facilities;
- (b) state-owned or leased vehicles available for temporary assignment;
- (c) state-owned or leased vehicles permanently assigned to individual employees (but not available for commuting purposes); and
- (d) state-owned or leased vehicles permanently assigned to individual employees (and available for commuting), if those employees are required to perform primary duties away from the assigned facility.
- (2) "Carpool" means a motor vehicle occupied by two (2) to four (4) people traveling together for their commute trip that results in the reduction of a minimum of one motor vehicle trip. (Those under 16 years of age are excluded because they do not eliminate a vehicle trip.)
- (3) "Department" means the department of general administration.
- (4) "Director" means the director of the department of general administration.
- (5) "Disabled" means any person who has made application to the department of licensing in accordance with WAC 308-96A-310, and displays a valid permit in accordance with WAC 308-96A-310 and WAC 308-96A-315.
- (6) "Employee" means any person assigned to a state facility, including the staff of vendors, concessionaires, contractors and consultants, who are performing duties that are similar to the duties of state employees or that are in direct support of the state agency functions performed at that facility.
- (7) "Parking program" means policies and procedures designed for the specific users of state facility parking areas/lots.
- (8) "Shift worker" means any employee whose regularly scheduled work shift is totally outside his/her agency's core hours, as established by Merit System Rule 356-15-095.
- (9) "State facilities" means all state-owned and leased properties.
- (10) "Vanpool" means a vehicle occupied by five (5) or more people traveling together for their commute trip that results in the reduction of a minimum of one motor vehicle trip.
- (11) "Visitor" means any person parking at a state facility who is not employed at that facility.
- (12) "Zoned parking" means parking areas/lots where individuals are assigned to a zone, but not to an individual stall.

NEW SECTION

WAC 236-14-050 Parking program responsibilities.

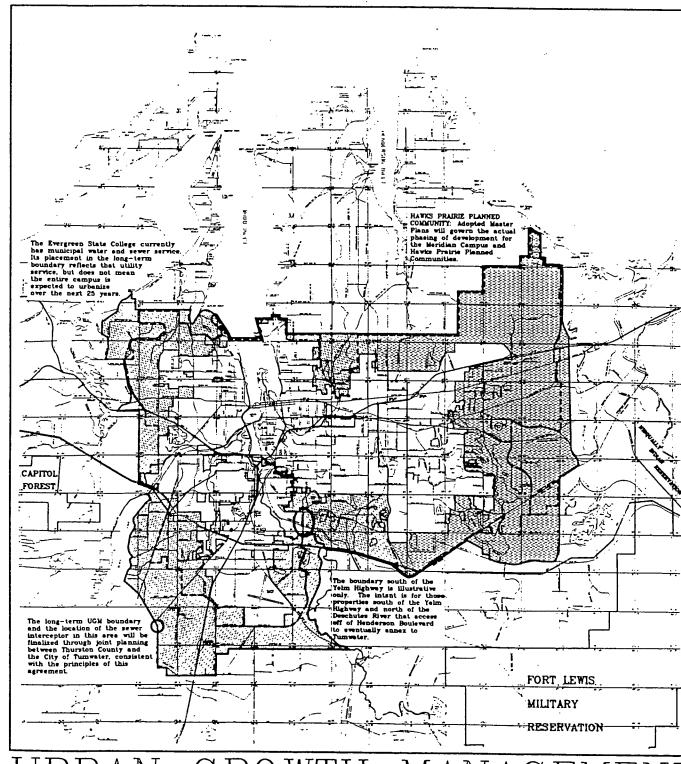
(1) State agencies which have control over parking areas at state facilities and are charging parking rental fees as established in WAC 236-14-100, should develop a program to regulate parking in those areas. Recommended program elements include:

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- (a) Written policies and procedures. A current copy should be sent to and maintained at the department of general administration, office of parking services;
 - (b) Parking registration;
- (c) Compliance with the Americans With Disabilities Act for disabled parkers;
 - (d) Provisions for carpool and vanpool parking;
 - (e) Provisions for visitor parking;
- (f) Provisions for employees who are specifically required to use their own vehicles as a primary condition of employment. Agency directors or their designees may elect to have the agencies pay for these employees' parking rental fees in lieu of charging the employees; and
 - (g) Provisions for part-time and intermittent employees.
- (2) State agencies are encouraged to implement zoned parking wherever practicable.
- (3) State agencies are encouraged to have a permitting and enforcement program.
- (a) If an agency chooses to have a permitting program, it is encouraged to use the department's permits to provide consistency, and to take advantage of lower bulk prices. Agencies are also encouraged to require permits to be located on vehicles in a manner consistent with similar department capitol grounds policies.
- (b) Where enforcement programs are implemented, it is recommended that they include:
- (i) Noncompliance fees consistent with fees in effect on the capitol grounds;
 - (ii) Provisions for impoundment;
- (iii) Provisions for suspension and/or revocation of parking privileges; and
- (iv) Provisions for hearing rights related to fees, impoundment, and suspension and/or revocation of parking privileges.

NEW SECTION

- WAC 236-14-100 Parking rental fees for state facilities off the state capitol grounds in Thurston County. (1) For the purpose of setting parking rental fees, Thurston County is divided into two zones. They are as follows:
- Zone 1 defined by the Long-term Olympia, Lacey, Tumwater Urban Growth Management Boundary (UGMB), and
- Zone 2 the remainder of Thurston County not within the Long-term Olympia, Lacey, Tumwater Urban Growth Management Boundary.



URBAN GROWTH MANAGEMEN

- CITY LIMITS
- PROPOSED UGM BOUNDARY
- SHORT TERM
- LONG TERM

- LACEY/COUNTY JOINT PLANNING AREA
- OLYMPIA/COUNTY JOINT PLANNING AREA
 - TUMWATER/COUNTY JOINT PLANNING AREA

Scale

JUNE 20, 1988

Prepared by: THURSTON COUNTY PUBLIC WORKS C THURSTON RECIONAL, PLANNING COUNCIL CITY OF OLYMPIA CITY OF LACEY

Parcel specific identification of the UGMB is available on Thurston County zoning maps.

(2) The parking rental fees for state facilities off the state capitol grounds in Thurston County Zone 1 shall be as follows:

PARKING USES

PARKING RENTAL FEES

(a) Agency assigned uses no charge

(b) Employee uses:

(i) General "zoned" \$15 per month (ii) Leased/reserved areas and/or stalls \$20 per month \$15 per month (iii) Disabled employees

(iv) Shift workers (non-core hours)

no charge agency discretion

(v) Part-time and intermittent (not to exceed \$15/month)

(c) Motorcycle, motor-driven cycle/moped

uses \$10 per month

(d) Visitor uses

(i) Metered parking \$.50 per hour (ii) Unmetered parking no charge (iii) Disabled visitors no charge

(e) Carpool

agency discretion

(f) Vanpool

(not to exceed \$15/month) no charge

(g) In addition to the permits issued under (a), (b), (c), (d), (e) and (f) of this subsection, the department may establish rates for other uses as required. The department will establish a fee schedule for such uses, and will keep such fee schedule on file at the Department of General

request.

Administration, Office of Parking Services, Plaza Garage, D Level, P.O. Box 41025, Olympia, Washington 98504-1025. Such fee schedule will be available to any person upon

(3) If there is a contract or lease provision which sets parking fees at a state facility which is in effect on the date of adoption of this rule, the schedule of fees set forth in subsection (1) of this rule shall not apply to the parking covered by that contract or lease. This exemption shall be in effect only for the duration of the current term of the existing contract or lease.

(4) The parking rental fees for state facilities off the state capitol grounds in Thurston County Zone 2 (outside the Long-term Olympia, Lacey, Tumwater Urban Growth Management Boundary) shall be as follows:

PARKING USES

PARKING RENTAL FEES

All Uses

no charge

(5) The director has exempted the following categories of state facilities from the provisions of this WAC:

- (a) Roads and highways
- (b) Rest areas
- (c) Weigh stations on highways and roadways
- (d) Institutions of higher education (which are covered by RCW 28B)
 - (e) Park and ride facilities
- (f) Parking provided at state owned/leased living quarters assigned to state employees.
- (6) In addition to those exempted facilities listed in subsection (5) of this rule, the director may, upon written request by an agency director, exempt individual state facilities from parking rental fees or may authorize a

different schedule of fees than provided in subsection (2) of this rule. In determining whether to exempt a state facility. or to authorize a different schedule of fees, the director shall consider one or more of the following factors:

- (a) Transportation demand management or commute trip reduction requirements and availability;
 - (b) Unusual market conditions;
 - (c) Remoteness of location;
 - (d) Other factors.

(7) In accordance with RCW 46.08.172, as amended, The director of the department of general administration shall establish equitable and consistent parking rental fees for state-owned or leased property, to be charged to employees, visitors, clients, service providers, and others, that reflect the legislature's intent to reduce state subsidization of parking. The department shall solicit representatives from affected state agencies, employees, and state employee bargaining units to meet as regional committees. These regional committees will advise the director on parking rental fees taking into account the market rate of comparable, privately owned rental parking in each region. In the event that such fees become part of a collective bargaining agreement and there is a conflict between the agency and the collective bargaining unit, the terms of the collective bargaining agreement shall prevail. All fees shall take into account the market rate of comparable privately owned rental parking, as determined by the director.

NEW SECTION

WAC 236-14-200 Delegation. With the exception of the capitol campus, the director, in accordance with RCW 46.08.172, has determined it is cost effective, and is delegating the responsibility for the collection of parking rental fees to other agencies of state government.

NEW SECTION

WAC 236-14-300 Monthly parking fee payments. Non-state personnel will be billed for parking by the agency that controls the assigned parking lot. Employee parking rental fees shall be paid by payroll deduction.

NEW SECTION

WAC 236-14-800 Director review. The director shall review WAC 236-14 periodically to determine if changed circumstances warrant revisions. Such review shall occur no later than three years from the date of initial promulgation or from subsequent review.

NEW SECTION

WAC 236-14-900 Severability. If any provision of this chapter is held invalid, the remainder of the chapter is not affected.

WSR 93-20-028 PERMANENT RULES TACOMA COMMUNITY COLLEGE

[Filed September 27, 1993, 11:06 a.m.]

Date of Adoption: September 9, 1993.

Purpose: To establish rules governing the filing of grievances based on sex discrimination, sexual harassment, or disability discrimination.

Citation of Existing Rules Affected by this Order: Amending WAC 132V-300-010 and 132V-300-030.

Statutory Authority for Adoption: RCW 28B.50.140(13).

Pursuant to notice filed as WSR 93-14-021 on June 28, 1993.

Effective Date of Rule: Thirty-one days after filing.

September 9, 1993

Karyn R. Clarke

Vice-Chair

Board of Trustees

Chapter 132V-300 WAC GRIEVANCE PROCEDURE—SEXUAL HARASSMENT, SEX DISCRIMINATION, AND ((HANDI-CAPPED)) DISABILITY DISCRIMINATION

AMENDATORY SECTION (Amending WSR 93-03-078, filed 1/19/93, effective 2/19/93)

WAC 132V-300-010 Statement of policy. Tacoma Community College is covered by Title IX of the Education Amendments of 1972 prohibiting sex discrimination in education and Section 504 of the Rehabilitation Act of 1973 prohibiting discrimination on the basis of ((handicap)) disability. The college is committed to protecting the rights and dignity of each individual in the campus community and so will not tolerate discrimination of any kind, at any level.

Further, it is the policy of Tacoma Community College to provide an environment in which employees can work free from sexual harassment or sexual intimidation. Sexual harassment is a form of sex discrimination. As such it is a violation of Title VII of the 1964 Civil Rights Act and Title IX of the 1972 Education Amendments.

Unwelcome sexual advances, requests for sexual favors, and other verbal or physical conduct of a sexual nature constitute sexual harassment when:

- (1) Submission to such conduct is made either explicitly or implicitly a term or condition of an individual's employment or academic standing; or
- (2) Submission to or rejection of such conduct by an individual is used as the basis for employment or academic decision affecting such individual; or
- (3) Such conduct has the purpose or effect of unreasonably interfering with an individual's work or academic performance or creating an intimidating, hostile, or offensive working or educational environment.

AMENDATORY SECTION (Amending WSR 93-03-078, filed 1/19/93, effective 2/19/93)

WAC 132V-300-030 Grievance procedure. Internal review and consultative processes have proven to be a desirable means of resolving problems. Any employee, applicant for employment, enrolled student, or applicant for admission to Tacoma Community College who believes he/she has been discriminated against on the basis of sex or on the basis of a ((handieap)) disability is encouraged to resolve the complaint with the individual believed to have committed the discriminatory act. If the complaint is not

Permanent

resolved, the individual may lodge a formal institutional grievance according to the following procedures:

- (a) Step 1: Official hearing.
- (i) Sexual discrimination/harassment complaints shall be lodged with the Title IX officer or the affirmative action officer. ((Handicapped)) Disability discrimination complaints shall be lodged with the 504 officer or the affirmative action officer. The complainant shall request a meeting with the designated college officer as the first step in the grievance process.
- (ii) To request an official hearing, the complainant shall file a written complaint with the designated college officer describing the specific grievance(s), including dates, times, places, circumstances, and any witnesses. A copy of the written complaint will be provided to the person to whom the grievance is directed.
- (iii) Within ten instructional days of receiving the written request, the designated college officer shall arrange a meeting to hear the complaint. It shall be at the discretion of the complainant to determine whether the officer will meet with the complainant and the person to whom the complaint has been directed separately or in a single meeting. If the complainant requests a single meeting, unless otherwise mutually agreed by the parties, attendance shall be limited to the complainant, the person to whom the complaint is directed, and the college officer, who shall chair the meeting. Either the complainant or the person to whom the complaint is directed may call witnesses at the discretion of the person presiding.

At this step and all subsequent steps in the grievance procedure, the complainant may elect to be represented by an attorney in preparing and presenting the grievance. The complainant shall notify the appropriate college officer at least five instructional days in advance of such action. In such cases, the college may choose to be assisted by an assistant attorney general.

- (iv) Following the hearing and within thirty calendar days of receiving the written request, the college officer will report his/her findings in writing to both the complainant and the person to whom the complaint has been directed. This decision is final absent appeal to the college president.
- (v) The affirmative action officer and Title IX office are to be informed of any sex discrimination/harassment complaint or 504 complaint lodged, as well as the resolutions of such complaints.
 - (b) Step 2: Presidential appeal.
- (i) Either the complainant or the person to whom the complaint is directed has a right to present a statement to the college president appealing the findings of the designated college officer.
- (ii) The request must be made in writing within ten days of written notification of the results of the official hearing.
- (iii) Within ten instructional days of receiving the appeal request, the college president or the president's designee will review the record of the hearing and the appeal and report the findings in writing to both the complainant and the person to whom the complaint is directed.
- (iv) The written findings of the presidential appeal will be considered final. No further intra-institutional appeal exists.
- (v) If the findings indicate that the person against whom the complaint is lodged engaged in sexual harassment or

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other discriminatory acts, disciplinary proceedings may be commenced against the person pursuant to appropriate procedures, depending on whether the person is a student, a member of classified staff, administrative exempt, or faculty.

If desired, inquiries or appeals beyond the institutional level may be directed to:

- (a) United States Department of Education, Office of Civil Rights, 1915 2nd Avenue, Room 3310, Seattle, Washington 98174-1099.
- (b) United States Equal Opportunity Commission, 2815 2nd Avenue, Suite 500, Seattle, Washington 98121.
- (c) The Washington State Human Rights Commission, 711 South Capitol Way, Suite 402, PO Box 42490, FJ-41, Olympia, Washington 98504-2490.
- (d) City of Tacoma, Human Rights Department, 747 Market Street, Room 808, Tacoma, Washington 98402.

WSR 93-20-029 PERMANENT RULES TACOMA COMMUNITY COLLEGE

[Filed September 27, 1993, 11:13 a.m.]

Date of Adoption: September 9, 1993.

Purpose: To establish rules governing the filing of student grievances.

Citation of Existing Rules Affected by this Order: Amending WAC 132V-120-270, 132V-120-280, 132V-120-290, 132V-120-300, 132V-120-310, and 132V-120-320.

Statutory Authority for Adoption: RCW 28B.50.140(13).

Pursuant to notice filed as WSR 93-13-049 on June 15, 1993.

Effective Date of Rule: Thirty-one days after filing. September 9, 1993

Karyn R. Clarke Vice-Chair

Board of Trustees

AMENDATORY SECTION (Amending Order 84-1, filed 12/21/84)

WAC 132V-120-270 Student grievances. The purpose of this section is to protect each student's freedom of expression in the classroom; to protect each student against improper disclosure of the student's views, beliefs and political associations; to protect each student from improper, arbitrary or capricious academic evaluation as evidenced by the student's final course grade, and to afford each student reasonable protection against arbitrary or capricious actions taken ((outside the elassroom by other members)) by employees of the college community.

AMENDATORY SECTION (Amending Order 84-1, filed 12/21/84)

WAC 132V-120-280 Grievances excluded from this section. (1) A student may not use the provisions of this section as the basis for filing a grievance based on the outcome of summary or other disciplinary proceedings described in earlier sections of this student rights and responsibilities code.

- (2) Federal and state laws, rules and regulations, in addition to policies, regulations and procedures adopted by the state board for community ((college education)) and technical colleges or the board of trustees of Community College District 22, shall not be grievable matters.
- (3) Academic evaluations, other than final course grades, shall not be grievable matters.
- (4) For the purpose of filing a ((sexual-harassment)) grievance due to sexual harassment, sex discrimination, or handicapped discrimination, a student shall use the provisions of the established college ((sexual harassment)) grievance procedures on sexual harassment, sex discrimination, and handicapped discrimination, WAC 132V-300-010 to 132V-300-030, not the provisions of this section.

AMENDATORY SECTION (Amending Order 84-1, filed 12/21/84)

WAC 132V-120-290 Grievance procedures. $((\frac{+}{+})$ If a student believes he or she has been unfairly treated by an officer of the college, faculty member or a member of the college staff, the student shall first discuss the matter with the individual toward whom the grievance is directed. At this step and all subsequent steps in this grievance procedure. the student may elect; at no expense to the college, as an advocate or ombudsman to use one person to aid in preparing and presenting the grievance. The student shall take this action within twenty instructional days exclusive of summer quarter following the event or action giving rise to the grievance.

- (2) If, within ten instructional days following the student's attempt to resolve the matter in the manner described in subsection (1) of this section, the student feels a satisfactory resolution has not been achieved, the student shall bring the grievance, in succession, to the attention of the employee's supervisor(s) before taking the grievance to the appropriate operational dean in whose area of responsibility the grievance initially arose.
- (3) If the grievance is lodged against the office of a dean, the president shall designate another operational dean as the hearing officer.
- (4) The grievant shall present his or her grievance in writing and shall include a statement specifying the nature of the grievance, a summary of actions taken by the student to resolve the grievance up to that point, and any proposed solution to the problem the grievant may wish to offer.
- (5) The appropriate operational dean shall meet with the grievant and that employee (or employees) who are party to the grievance in an attempt to resolve the grievance.
- (6) If the operational dean conducting such a hearing believes it to be in the best interests of the parties to the grievance, the initial hearing may be recessed and reconvened at a time convenient to all parties for the purpose of presenting witnesses, depositions, affidavits or other evidentiary materials which the dean deems vital to a prompt and fair resolution of the grievance. If such a hearing is conducted, the dean shall be assisted by two impartial college representatives. One representative shall be a student appointed by the president of the student body association. One representative shall be a faculty member appointed by the chief academic affairs officer. The length of such a continuance shall be at the discretion of the operational dean.

[41] Permanent (7) Within seventy-two hours after concluding this hearing process, the operational dean shall render a decision and so inform all parties to the grievance of that decision by certified mail.

(8) Should any of the parties to the grievance find the operational dean's solution to the grievance to be unsatisfactory, the dean's decision may be appealed to the president of the college, provided that any such appeal be presented in writing within ten instructional days following the dean's decision. Such an appeal shall clearly and specifically set forth the reasons upon which the appeal is based.)) Internal review and consultative processes have proven to be a desirable means of resolving problems. If a student believes he or she has been unfairly treated by a faculty member, member of the college staff, or administrator, the student is encouraged to resolve the complaint with the individual toward whom the grievance is directed. The student shall take this action within five instructional days. If the complaint is not resolved, the student may lodge a formal grievance according to the following procedures:

Step 1: The student may, within ten instructional days following the incident, present his/her complaint in writing to the appropriate division manager. The student shall present a written, signed statement of the nature of the grievance, a summary of actions taken by the student to resolve the grievance up to that point, and any proposed solution to the problem the grievant may wish to offer.

Step 2: Within ten instructional days of receiving the grievance, the appropriate division manager shall hold a meeting to hear the complaint. It shall be at the discretion of the division manager to determine whether he/she will meet with the grievant and the person to whom the complaint has been directed separately or in a joint meeting.

At this step and all subsequent steps in the grievance procedure, the grievant may elect to be represented by an attorney in preparing and presenting the grievance. The grievant shall notify the appropriate division manager at least five instructional days in advance of such action. In such cases, the college may choose to be assisted by an assistant attorney general.

Following the meeting or meetings, and within ten instructional days, the division manager will report his/her findings and the actions, where appropriate, to be implemented to resolve the grievance in writing to the grievant and the person to whom the complaint is directed.

Step 3: If the grievance is not satisfactorily resolved in Step 2, either the grievant or the person to whom the complaint is directed has the right to request a hearing conducted by the appropriate vice-president/dean.

The vice-president/dean will convene a hearing committee no later than ten instructional days from the time of the request. The committee will be chosen and appointed no later than October 15 of each year. The committee shall consist of the following membership: Three student representatives, chosen by the senate of the associated students; two faculty or staff representatives (dependent upon the nature of the grievance), appointed by the vice-president/dean; two administrators, appointed by the president.

A quorum shall consist of no less than three members, provided that such quorum include at least one student, one faculty or staff member, and one administrator.

The committee shall elect its own chairperson for each case brought before it. The committee shall hear testimony regarding the grievance, deliberate, and decide the issue by majority vote. The hearing may be recessed and reconvened at a time convenient to all parties for the purpose of presenting witnesses, depositions, affidavits or other materials which the division manager/vice-president/dean deems vital to a fair resolution of the grievance.

Step 4: Within three instructional days after concluding the hearing process, the committee will render a decision by majority vote and so inform all parties to the grievance of that decision. Findings of fact will be included when informing all parties.

Step 5: Should any of the parties to the grievance find the hearing committee's solution to the grievance to be unsatisfactory, the decision may be appealed to the president of the college, provided that any such appeal be presented in writing within five instructional days following notification of the committee's decision. Such an appeal shall clearly and specifically set forth the reasons upon which the appeal is based.

Within five instructional days of receiving the appeal request, the college president will review the record of the hearing and the appeal and will provide his/her final decision in writing to both the grievant and the person to whom the complaint is directed. Evidence not in the record will not be considered by the president.

AMENDATORY SECTION (Amending Order 84-1, filed 12/21/84)

WAC 132V-120-300 Final decision regarding student grievances. (((1) The president, after reviewing the record of the case prepared by the appropriate operational dean, together with any appeal statement filed by any party to the grievance, include therein either the president's written acceptance of the recommendations of the operational dean, or written directions as to what other course of action shall be taken.

(2) The president shall notify all parties to the grievance of his decision within seventy-two hours by certified mail.

(3) The decision of the president shall be final.)) The written findings of the presidential appeal will be considered final. No further intra-institutional appeal exists.

If the findings indicate that the person against whom the complaint is lodged engaged in sexual harassment or other discriminatory acts, disciplinary proceedings may be commenced against the person pursuant to appropriate procedures, depending on whether the person is a member of the classified staff, administrative exempt, or faculty.

AMENDATORY SECTION (Amending Order 84-1, filed 12/21/84)

WAC 132V-120-310 Nature of grievance proceedings. All hearings growing out of a student-initiated grievance, including appeals to the office of the president, ((shall remain closed unless all parties to the grievance agree on an open hearing)) may be open with the approval of both parties. All written records growing out of a student-initiated grievance, including appeals to the office of the president, are discloseable only in accordance with applicable law.

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AMENDATORY SECTION (Amending Order 84-1, filed 12/21/84)

WAC 132V-120-320 Withdrawal of grievance. (1) At any time during the grievance procedure, the grievant may officially withdraw the grievance in writing. ((Further, any appeal to the operational dean's decision forwarded to the office of the president may be officially withdrawn in writing at any time by the appellant.))

(2) In the event the grievant ((or appellant)) fails to appear for any scheduled hearing without prior notification or evidence of extenuating circumstances, this shall be considered to constitute withdrawal of the grievance ((or appeal)).

WSR 93-20-031 PERMANENT RULES LIQUOR CONTROL BOARD

[Filed September 27, 1993, 1:29 p.m.]

Date of Adoption: September 22, 1993.

Purpose: To keep the intent of the Class 4 permit consistent with legislation and to prevent the permit holders from competing with license holders.

Citation of Existing Rules Affected by this Order: Amending WAC 314-38-050.

Statutory Authority for Adoption: RCW 66.08.030. Pursuant to notice filed as WSR 93-17-071 on August 17, 1993.

Effective Date of Rule: Thirty-one days after filing.

September 27, 1993

Jack Rabourn

Board Member

NEW SECTION

WAC 314-38-050 Class 4 permit—Purpose—Use (1) The purpose of a Class 4 Permit as authorized by RCW 66.20.010(4) is to (a) allow for the consumption of liquor products in private businesses and (b) not to compete with liquor licensed establishments.

- (2) All liquor served by holders of a class 4 permit must be purchased at retail from the Board or a retail liquor licensee.
- (3) Liquor may not be sold by holders of a class 4 permit, but may be provided at no charge for consumption on the premises of the permit holder.
- (4) The holder of a class 4 permit may serve liquor for no more than 24 hours during any weekly (168 hour) period.
- (5) While the class 4 permit holder may advertise their business services, no liquor service shall be advertised.

WSR 93-20-037 PERMANENT RULES EMPLOYMENT SECURITY DEPARTMENT

[Filed September 28, 1993, 2:50 p.m.]

Date of Adoption: September 27, 1993.
Purpose: Repeal of chapters 192-10 and 192-30 WAC, and WAC 192-12-158. Rules no longer valid. Regulated subject matter no longer exists.

Citation of Existing Rules Affected by this Order: Repealing chapters 192-10 and 192-30 WAC, and WAC 192-12-158.

Statutory Authority for Adoption: RCW 50.12.010 and 50.12.040.

Pursuant to notice filed as WSR 93-17-012 on August 6, 1993.

Effective Date of Rule: Thirty-one days after filing.

September 27, 1993

Vernon E. Stoner

Commissioner

REPEALER

The following chapters and sections of the Washington Administrative Code are repealed:

lministrative Code are r	epealed:
WAC 192-10-010	Hearings and review under the work incentive program.
WAC 192-10-015	Computation of time.
WAC 192-10-020	Purpose and scope.
WAC 192-10-030	Hearings-Requests-Time limita-
W.1.C 192 10 050	tions.
WAC 192-10-040	Hearings-Requests-How made.
WAC 192-10-050	Hearings-Preparation and ser-
WITE 192 10 050	vice.
WAC 192-10-060	Hearings-Notice requirements.
WAC 192-10-070	Hearings-Scheduling-Location.
WAC 192-10-080	Parties and presentation of the
WITE 192 10 000	case.
WAC 192-10-090	Duties of the examiner.
WAC 192-10-100	Testimony and examination of
1110 12 10 100	witnesses.
WAC 192-10-110	Recording of testimony.
WAC 192-10-120	Access to records.
WAC 192-10-130	Admissibility of evidence.
WAC 192-10-140	Documentary evidence.
WAC 192-10-150	Stipulations.
WAC 192-10-160	Deposition and interrogatories.
WAC 192-10-170	Subpoenas-Procedure for issu-
	ance.
WAC 192-10-180	Subpoenas-Service.
WAC 192-10-190	Subpoenas-Proof of service.
WAC 192-10-200	Subpoenas-Attendance fees.
WAC 192-10-210 WAC 192-10-220	Procedure to quash subpoenas.
WAC 192-10-220	Judicial enforcement.
WAC 192-10-230	Geographical scope.
WAC 192-10-240 WAC 192-10-250	Medical evaluation.
WAC 192-10-250	Continuances.
WAC 192-10-265	Decision of appeals examiner.
WAC 192-10-280	Decisions-Preparation and
	service.
WAC 192-10-290	Certification of novel questions
	of law or policy.
WAC 192-10-300	Petition for review by the
	Commissioner.
WAC 192-10-310	Commissioner's review proce-
	dure.
WAC 192-10-330	Representation.
WAC 192-30-010	Marginal labor force attach-

ment definitions.

WAC 192-30-020	Responsibilities of the department in determining MLFA status.
WAC 192-30-030	Suspension of marginal labor force attachment requirements for claimants unemployed due
WAC 192-30-040	to government action. Suspension of marginal labor force attachment requirements for claimants unemployed due to economic distress.
WAC 192-30-100	Modification of marginal labor force attachment work search requirements for economic conditions within a labor market area.
WAC 192-30-200	Work search responsibilities for MLFA claimants.
WAC 192-30-210	Job service center work search activity plans for MFLA claimants.
WAC 192-30-220	Work search models-Purpose and description.
WAC 19-230-230	Work search model-Definition of terms.
WAC 192-12-158	Belltown job service center services.

Reviser's note: The typographical error in the above repealer occurred in the copy filed by the agency and appears in the Register pursuant to the requirements of RCW 34.08.040.

WSR 93-20-039 PERMANENT RULES UTILITIES AND TRANSPORTATION COMMISSION

[Order R-397, Docket No. TG-921221—Filed September 29, 1993, 8:12 a.m.]

In the matter of adopting WAC 480-70-700, 480-70-710, 480-70-720, 480-70-730, 480-70-740, 480-70-750, 480-70-760, 480-70-770, 480-70-780 and 480-70-790, relating to consumer practices of solid waste companies.

The Washington Utilities and Transportation Commission takes this action under No. WSR 93-13-139, filed with the code reviser on June 23, 1993. The commission brings this proceeding pursuant to RCW 80.01.040.

This proceeding complies with the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.05 RCW), the State Register Act (chapter 34.08 RCW), the State Environmental Policy Act of 1971 (chapter 34.21C RCW), and the Regulatory Fairness Act (chapter 19.85 RCW).

The commission scheduled this matter for oral comment and adoption under No. WSR 93-13-139, for 9:00 a.m., Wednesday, August 25, 1993, in the Commission's Hearing Room, Second Floor, Chandler Plaza Building, 1300 South Evergreen Park Drive S.W., Olympia, WA. The notice provided interested persons the opportunity to submit written comments to the commission until July 21, 1993.

Written comments were presented by Washington Refuse & Recycling Association, Valley Garbage Service, Resource Recovery Corporation, Representative Mike Padden, Representative George Orr, Snohomish County Public Works, Sanitary Service Company, and by the commission staff.

Certain changes were made in the adopted rules from the version that was noticed. The following summarizes those changes, other than minor editing and grammatical changes.

WAC 480-70-710 (3)(d) and (c)(1) Notice prior to discontinuance. In response to comments that there were conflicts between these two sections, changes were made to the sections to clarify the application of the notice rules.

WAC 480-70-710 (3)(d) Notices to service address. A change allows notification to customers to be accomplished through a personal contact or placing a tag or notice on the can, container or drop box. This provides assurance of notice to the customer in a manner allowing efficiencies to the carrier and better balancing the legitimate concerns of each.

WAC 480-70-730(3) Refusal of service. The rule is changed slightly to delete the phrase "the company's efficiency" as a basis for refusal to serve. Instead, language in the adopted proposal clearly states the company may refuse to enter areas where it is impractical or dangerous to persons or property to operate vehicles. This change clarifies circumstances when the commission believes it appropriate for a company to refuse service, and "company efficiency" appears to be an inappropriate standard for the needs of the public.

WAC 480-70-730 (4) and (5) Refusal of service. The rule is changed to define "class of service" and thus to provide clarity.

WAC 480-70-750 (3)(b) Deposits. The adopted rule replaces the term "similar type of service" with "same class of service" and adds a definition of "class of service." The changes provide clarity and specificity to the rule and avoid possible questions.

WAC 480-70-770 (2)(c) Form of bills. The adopted rule clarifies which taxes and fees are required to be shown as line items on a company's bill to avoid possible questions.

WAC 480-70-780 Pass through disposal fees. The adopted rule is changed to substitute the term "customers" for the term "drop box user," for clarity and specificity.

The rule proposal was considered for adoption at the commission's regularly scheduled open public meeting on August 25, 1993, before Chairman Sharon L. Nelson, Commissioner Richard D. Casad and Commissioner Richard Hemstad. Oral comments were made by James K. Sells on behalf of Washington Refuse & Recycling Association, Ed Rubatino on behalf of Rubatino Refuse, Polly Lord McNeil on behalf of Resource Recovery, and Cathie Anderson on behalf of the commission staff. After considering the written and oral comment, the commission adopted the rule as amended.

In reviewing the entire record the commission determines that WAC 480-70-700, 480-70-710, 480-70-720, 480-70-730, 480-70-740, 480-70-750, 480-70-760, 480-70-770, 480-70-780, and 480-70-790 should be adopted to read as set forth in Appendix A, as rules of the Washington Utilities and

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Transportation Commission, to take effect pursuant to RCW 34.05.080.

Several commentors requested that the commission delay the effective date of the adopted rules to allow for workshops on implementing the rules and to allow time for any changes in practices or for any other preparation required for compliance. The commission agrees that the delay is consistent with the goal of full compliance and in the public interest, and will order that these rules become effective on January 1, 1994.

ORDER

THE COMMISSION ORDERS That WAC 480-70-700, 480-70-710, 480-70-720, 480-70-730, 480-70-740, 480-70-750, 480-70-760, 480-70-770, 480-70-780, and 480-70-790 are adopted to read as set forth in Appendix A, as rules of the Washington Utilities and Transportation Commission, to take effect on January 1, 1994, pursuant to RCW 34.05.380(2).

THE COMMISSION FURTHER ORDERS That this order and the rule shown below, after being recorded in the register of the Washington Utilities and Transportation Commission, shall be forwarded to the code reviser for filing pursuant to chapter 34.05 RCW and chapter 1-21 WAC.

DATED at Olympia, Washington, this 27th day of September, 1993.

Washington Utilities and Transportation Commission
Sharon L. Nelson, Chairman
Richard D. Casad, Commissioner
Richard Hemstad, Commissioner

APPENDIX A

NEW SECTION

- WAC 480-70-700 Availability of information. (1) Business location, business hours, and messaging. Each company shall maintain a business location and a telephone number where the public can contact it during regular business hours.
- (a) Each company shall determine its regular business hours, which shall include at least four hours between 8:00 a.m. and 5:00 p.m. each day, during the Monday through Friday business week.
- (b) Each company shall also make arrangements for messaging via voice mail, answering machine, or answering service to receive calls on business days between 8:00 a.m. and 5:00 p.m., when company personnel are unavailable.
- (2) Filed tariff. Each company shall maintain in its business office, available for public inspection, a copy of the company's current approved tariff.
- (3) Rights and responsibilities guide. As described below, each company shall make available to each of its customers a guide which describes the rights and responsibilities of solid waste customers, the steps which the company or the customer must take to discontinue service, applicable deposit policies and the procedures by which customers can pursue billing or service complaints and disputes. A company may, at its option, reproduce a model guide prepared by the commission which the commission has authorized for current use. A company may supplement the commission's model guide with appropriate company-specific information.

- (a) Each company shall make available to each applicant for new service a copy of the guide.
- (b) Each company shall offer each of its current customers, via a bill insert or line item notice on the regularly issued customer bill, a copy of the guide within six months of the effective date of this rule.
- (c) Annually thereafter, each company shall offer each of its customers a copy of the guide via a bill insert or line item reminder on the regularly issued customer billing.

NEW SECTION

- WAC 480-70-710 Discontinuance of service. (1) By a customer. A customer may discontinue service by notifying the company to stop service. The notice shall be made to the company at least three full business days before the next scheduled pickup date.
- (2) By a solid waste collection company. A solid waste collection company may discontinue service for any of the following reasons:
- (a) For nonpayment of bills. As provided in WAC 480-70-770, each company bill must state when the customer's account becomes delinquent. The minimum specified time shall be twenty-one days after the bill's mailing date. Service may be discontinued after the specified time if the customer has neither paid the bill nor made acceptable payment arrangements.
- (b) For failure to keep any agreed upon payment arrangement.
 - (c) For abandonment of the premises by the customer.
- (d) For violations by the customer of rules, service agreements or current approved tariffs.
- (e) For any reason for which the company could refuse to provide service under WAC 480-70-730.
- (3) Except when danger to life or property or violation of law require immediate discontinuance, no company shall discontinue service unless it has met the following notice requirements:
- (a) The company shall notify the customer in writing of its intent to discontinue service, stating the reasons for the discontinuance and the time after which it will discontinue service. The company shall maintain a record of the manner and date upon which notice was served.
- (b) The company shall mail or personally deliver the written notice to the customer's address.
- (i) If nonpayment of bill is the reason for discontinuance, the company shall not mail or deliver the notice sooner than one day after the specified payment due date.
- (ii) If the company mails the notice, it shall not discontinue service before the eighth business day following mailing.
- (iii) If the company personally delivers the notice, it shall not discontinue service before 5:00 p.m. of the first business day following delivery. For residential accounts, delivered notice is effective if handed to a person of apparent competence who resides at the residence. For business accounts, delivered notice is effective if handed to a person employed at the place of business who is authorized to accept deliveries. If no one is available to receive the notice, notice shall be effective if firmly attached to the primary door of the customer's residence or business office.

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- (iv) If the company does not discontinue service within ten business days after the first day upon which service can be discontinued, the discontinuance notice shall be void and a new notice required.
- (c) In addition to serving written notice of its intent to discontinue service, before actual discontinuance is accomplished, the company shall attempt to reach the customer either in person, by telephone or by a notice or tag placed on the customer's solid waste can, container or drop box. Telephone, personal contact, or on container notice is not a substitute for written notice of pending discontinuance.
- (i) By telephone. If the company elects to accomplish the additional notification by telephone, it shall attempt at least twice to notify a customer. At least one of the attempts must be made more than twenty-four hours before the discontinuance time specified in the written notice.
- (ii) If a residential customer has provided the company with a business or message telephone number, the company shall attempt to notify the customer at that number if it has been unable to notify the customer at the customer's residence.
- (iii) By personal contact. If the company elects to accomplish the additional notification by personal contact, it shall attempt at least once to notify a customer during the company's business hours. The attempt must be made more than twenty-four hours before the discontinuance time specified in the written notice.
- (iv) The company shall maintain a log or record of the attempts made to contact the customer. The log or record must show the telephone number called, the time of the call and the call results (i.e., left a message, no answer, busy, etc.)
- (d) When service is provided to an address which is different from the billing address, the company shall also provide notice to the service location before discontinuing service. The company may accomplish this notification by personal contact or by placing a notice or tag on the service location's solid waste can, container or drop box.
- (e) The notice, as described in section 480-12-710 (3)(a), shall explain the reasons for pending discontinuance and the means by which the customer can reach the company to resolve any differences or avail himself or herself of rights and remedies set forth in WAC 480-70-700, 480-70-790, 480-09-150, and RCW 81.04.110.
- (4) Service shall not be discontinued for nonpayment of disputed amounts while a customer is pursuing any remedy or appeal provided for by these rules, if the undisputed amounts are paid or satisfactory payment arrangements have been made. The commission or its staff may direct the company to continue or reinstate service pending resolution of other disputes.

WAC 480-70-720 Reinstatement of service following discontinuance. Service shall be reinstated on the next scheduled pickup date when:

- (1) The causes of discontinuance have been removed; or
- (2) The customer pays all proper charges due or makes satisfactory payment arrangements; or
- (3) The commission or its staff directs reinstatement pending resolution of a dispute.

NEW SECTION

WAC 480-70-730 Refusal of service. A solid waste collection company may refuse to provide service for any of the following reasons:

- (1) When a customer has not complied with state, county, or municipal law concerning such service.
- (2) When providing the service is hazardous, or where, because of the condition of the streets, alleys or roads, it is impracticable or dangerous to persons or property to operate vehicles. Companies may refuse to drive into private property when, in the collector's judgment, driveways or roads are improperly constructed or maintained or without adequate turn arounds or have other unsafe conditions.
- (3) When satisfactory service cannot be given or providing service would adversely affect the health or safety of its employees.
- (4) When a customer has an overdue, unpaid prior obligation to the company for the same class of service at the same or a different location, and satisfactory arrangements for payment of the overdue obligation have not been made. For the purpose of this rule, class of service means residential service or commercial service.
- (5) When a customer requests service at a location where there currently resides a former customer who has an overdue, unpaid obligation to the company for the same class of service at the same location, and satisfactory arrangements for payment of the overdue obligation have not been made.
- (6) When a customer has obtained or retained service from the company by fraudulent means, including but not limited to false statements of credit references or employment; false statement of present or prior premises address; use of an alias or false name with intent to deceive; rotation of service among roommates or persons living together, for the purpose of avoiding the debts of one or more of those persons, or any similar deceptive devices.

NEW SECTION

WAC 480-70-740 Refusal or discontinuance of service to premises because of former occupant's unpaid account. A company shall not refuse or discontinue service to a customer because of unpaid charges due from a former occupant of the premises, unless it has evidence of the current customer's intent to defraud.

NEW SECTION

WAC 480-70-750 Deposits. The purpose of deposits shall be to guarantee payment for the final billing period, plus one month. Prepayments made to secure temporary service shall not be subject to the provisions of this rule.

- (1) Establishment of credit—Residential service. Applicants for residential service may establish credit by demonstrating to the company any one of the following factors:
- (a) That they were a customer of the same company for at least six months during the twelve months prior to application for service and during that period, service was not disconnected for failure to pay, and no more than one delinquency notice was served upon the customer.
- (b) Prior service with another solid waste collection company with a satisfactory payment record as demonstrated

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- in (a) of this subsection, provided that the reference may be quickly and easily checked, and the necessary information is provided.
- (c) Full-time consecutive employment during the entire twelve months previous to the application for service for with no more than two employers, and the applicant is currently employed or has a regular source of income.
- (d) Ownership of a significant legal interest in the premises to be served.
- (e) Furnishing of a satisfactory guarantor to secure payment of bills for service requested in a specified amount not to exceed the amount of cash deposit which may be required.
- (f) Demonstration that applicant is a satisfactory risk by appropriate means including, but not limited to, the production in person at the company's business office of credit references which may be quickly and easily checked by the company.
- (2) Establishment of credit—Commercial service. An applicant for commercial service may be required to demonstrate that it is a satisfactory credit risk by reasonable means appropriate under the circumstances.
- (3) Deposit requirements. A deposit may be required under the following circumstances:
- (a) Where the applicant has failed to establish a satisfactory credit history as outlined above.
- (b) In any event, a deposit may be required when, within the twelve months prior to the application, the applicant's service of the same class has been discontinued for failure to pay amounts owing, when due; where there is an unpaid, overdue balance owing for the same class of service from the company to which application is being made or from any other solid waste collection company; or where two or more delinquency notices have been served upon the applicant by any other solid waste collection company during the twelve months previous to the application for service. For the purpose of this rule, class of service means residential service or commercial service.
- (c) Initiation or continuation of service to a residence when a prior customer still resides and where any balance for such service to that prior customer is past due or owing.
- (4) Amount of deposit. In instances where a deposit may be required by the company, the deposit shall not exceed two-twelfths of estimated annual billings for companies billing monthly, three-twelfths of estimated annual billings for companies billing each two months, and four-twelfths of estimated billings for companies who bill quarterly.
- (5) Transfer of deposit. Where a customer of whom a deposit is required transfers his/her service to a new location within the company's service area, the deposit, less any outstanding balance, shall be transferable and applicable to the new service location.
- (6) Interest on deposits. Interest on deposits held shall accrue at a rate equal to a simple average of the effective interest rate for new issues of one year treasury bills, computed from December 1 of each year, continuing through November 30 of the following year. The interest rate shall be computed by the commission and notification of applicable interest rate shall be sent to certificated carriers by January 10 of each year. Deposits shall earn that interest rate during January 1 through December 31 of the subse-

- quent year. Interest shall be computed from the time of deposit to the time of refund or total application of the deposit and shall be compounded annually.
- (7) Extended payment of deposits. When a customer or applicant for service of whom a deposit is required is unable to pay the entire amount of the deposit in advance of connection or continuation of service, the customer or applicant shall be allowed to pay fifty percent of the deposit amount prior to service, with the remaining amount payable in equal amounts during the first two months of service. A customer or applicant who is unable to meet this deposit requirement shall have the opportunity to receive service under subsection (8) of this section, Alternative to deposit.
- (8) Alternative to deposit. A customer or applicant for service of whom a deposit is required, but who is unable to make a deposit, shall be allowed, as an alternative to the making of a deposit, to prepay any reasonably estimated regular service charges at periods corresponding to the company's regular billing period for the length of time during which a deposit would ordinarily have been required. The customer shall then be billed in a normal fashion.
- (9) A receipt shall be furnished to each applicant or customer for the amount deposited.
- (10) Refund of deposits. Deposits plus accrued interest shall be refunded under the following circumstances and in the following form:
- (a) Satisfactory payment. When the customer has for twelve consecutive months paid for service when due in a prompt and satisfactory manner as evidenced by the following:
- (i) The company has not initiated discontinuance proceedings against the customer.
- (ii) No more than two notices of delinquency have been made to the customer of the company.
- (b) Termination of service. Upon termination of service, the company shall return to the customer the amount then on deposit plus accrued interest, less any amounts due the company by the customer for service rendered.
- (c) Refunds how made. Any deposit plus accrued interest, shall be refunded to the customer either in the form of a check issued and mailed to the customer no more than fifteen days following completion of twelve months satisfactory payment as described above, or applied to the customer's bill for service in the thirteenth and, if appropriate, subsequent months, in accordance with the preference as to form of refund indicated by the customer at the time of deposit or as thereafter modified.
- (11) Nothing in this rule shall prevent the requirement of a larger deposit or a new deposit when conditions warrant. Should a larger or new deposit be required, the reasons therefor shall be specified in writing to the customer. Any requirement for a new or larger deposit shall be made in conformity with the standards set forth in this rule.

WAC 480-70-760 Refunds—Other than deposits. (1) Overcharges. Each company shall refund to a customer any overcharge made within three years of the discovery of the overcharge.

(2) Prepayments. If service is discontinued, other than for nonpayment of bills, during a period for which the

customer has prepaid, the company shall refund to the customer a prorated portion of any prepayment of any unearned amount for which service has not been provided.

NEW SECTION

WAC 480-70-770 Form of bills. (1) Companies shall bill customers at intervals not to exceed three months. Companies that issue quarterly bills shall bill no more than two months in advance.

- (2) Each bill shall clearly show the following:
- (a) When the account becomes delinquent.
- (b) The company's name or duly registered business name, address and a telephone number where the consumer can call to receive information and resolve disputes.
- (c) The amount or the percentage rate at which service, company or other similar taxes or fees are computed if such taxes or fees are imposed on solid waste collection service by governmental jurisdictions and passed to customers.
- (d) The basis for each charge assessed. Each accessorial charge provided for in the company's tariff and billed to the customer shall be shown as a separate line item on the bill.
 - (e) The total amount due by the customer.
- (f) The percentage amount of any penalty fees which will be assessed to the customer for late payment.
- (g) Other information as may be directed by commission order.
- (3) The solid waste collection company shall provide an itemized statement of all charges to any customer requesting it, within ten business days of the request. An itemized statement includes as separate line items, the total dollar amount for collection service, and each element of the total charge, including but not limited to: Mileage charges, taxes, credits, and miscellaneous or special services.

NEW SECTION

WAC 480-70-780 Pass through disposal fees. Disposal fees charged to drop box users shall not exceed the actual cost to the company. Solid waste collection companies shall assess the customer the disposal fees contained in their lawfully filed tariffs applicable to the dump site actually used for disposal, and not that of any other site. Each solid waste collection company shall amend its tariff(s) as necessary to track fees imposed at the dump site or sites used.

NEW SECTION

WAC 480-70-790 Complaints and disputes. Any complaint or dispute involving a company and a customer shall be treated as follows:

- (1) Within five business days of receiving a complaint, the company shall initiate an investigation into each complaint or dispute received and report to the customer the investigation results. When the investigation shows a need for company corrective action, the company shall take such action as soon as possible.
- (2) If unable to resolve a complaint or dispute, company personnel engaged in initial contact with a dissatisfied or complaining customer shall inform the customer that he or she has the right to have the problem considered and acted

upon by company supervisory personnel. Company personnel shall provide the customer the name, department and telephone number of supervisory personnel.

- (3) Supervisory personnel shall inform the customer that if dissatisfied with the decision or explanation provided, the customer has the right to have the problem considered by the commission. Supervisory personnel shall provide the customer the commission's toll free telephone number and address.
- (4) Any party to a dispute between a customer and the company shall have the right to bring before the commission an informal complaint pursuant to WAC 480-09-040 and/or a formal complaint pursuant to WAC 480-09-050.
- (5) When the commission or its staff refers a complaint to a solid waste collection company, the company shall, within two business days, investigate the complaint and report to the commission the results of its investigation. The commission or its staff may, for good cause, grant an extension of the time allowed for investigation. The company shall continue to keep the commission informed of its efforts to resolve the complaint and the final resolution of the complaint.
- (6) Each company shall keep a record of all service and rate complaints received concerning the company's service or rates. The record shall show at least: The name, address and telephone number of the complainant; the nature and date of the complaint; the action taken; and, the final disposition. Correspondence and records regarding complaints shall be retained for at least three years.
- (7) The commission or its staff may direct the company to initiate, continue or reinstate service pending resolution of a complaint.

WSR 93-20-044 PERMANENT RULES HIGHER EDUCATION COORDINATING BOARD

[Filed September 29, 1993, 2:35 p.m.]

Date of Adoption: September 16, 1993.
Purpose: Update rules to reflect current policy.

Citation of Existing Rules Affected by this Order: Amending WAC 250-40-030, 250-40-040, 250-40-050, 250-40-060, and 250-40-070.

Statutory Authority for Adoption: RCW 28B.12.020 - 28B.12.070.

Pursuant to notice filed as WSR 93-11-093 on May 19, 1993.

Effective Date of Rule: Thirty-one days after filing.

September 27, 1993

Elson S. Floyd

Executive Director

AMENDATORY SECTION (Amending Order 3/88, Resolution No. 88-11, filed 4/21/88)

WAC 250-40-030 Definitions. (1) "Financial need" shall be the difference between the budgetary cost to the student attending an institution of postsecondary education and the total ((applicant resources)) family contribution which the institutional financial aid ((officer)) administrator

determines can reasonably be expected to be available to the student for meeting such costs.

- (2) "Budgetary cost" of attending an institution shall consist of ((that amount required to support the individual and may include the costs of his or her dependents during the period in which that individual is enrolled as a student)) those costs required to support the individual and other costs in accordance with federal costs of attendance calculations during the period of enrollment. Budgets will reflect the ((latest recognized)) applicable year's cost levels for tuition, room and board, transportation, books, supplies, personal expenses, and any other cost factors deemed necessary for consideration, consistent with WAC 250-40-040 (2)(a).
- (3) "Total ((applicant)) family contribution and resources" ((for the dependent student shall mean the sum of the amounts which reasonably may be expected from the student and his or her spouse inclusive of expected summer savings to meet the student's cost of education, and the amount which reasonably may be expected to be made available to the student by his or her parents for such purpose. For the self-supporting student total applicant resources shall mean the amount which reasonably may be expected from the student and his or her spouse inclusive of expected summer savings to meet the student's cost of education)) shall be consistent with amounts recognized by federal need analysis criteria, unless otherwise modified in accordance with these rules and program guidelines.
- (4) "Washington resident" shall be defined as an individual who satisfies the requirements of RCW 28B.15.011 28B.15.013 except resident students defined in RCW 28B.15.012 (2)(e) and board-adopted rules and regulations pertaining to the determination of residency.
- (5) "Eligible institution of postsecondary education" shall mean any postsecondary educational institution in the state of Washington accredited by the Northwest Association of ((Secondary and Higher)) Schools and Colleges, or any public ((vocational-technical institute)) technical colleges in the state of Washington.
- (6) "Eligible employer" shall be defined as any eligible public institution of postsecondary education((\(\frac{1}{2}\))\); any other nonprofit organization which is nonsectarian((\(\frac{1}{2}\))\); or any profit-making nonsectarian employer producing a good or providing a service for sale or resale to others, which can and agrees to provide employment of a demonstrable benefit related to the student's postsecondary educational pursuits and which conducts business within the state of Washington((\(\frac{1}{2}\))\); or any other employer approved by the higher education coordinating board. In approving an employer as eligible, the board or an institution acting as its agent will consider at the minimum((\(\frac{1}{2}\)\)\)!.
- (a) The relationship of the jobs to the students' educational objectives;
 - (b) The potential for displacement of regular employees;
- (c) The rate of pay as compared to salaries and wages provided other employees engaged in similar work;
- (d) The employer((2s)) compliance with appropriate federal and state civil rights laws.
- (7) "Dependent student" shall mean any post-high school student attending an eligible institution of postsecondary education who does not qualify as ((a-self-supporting)) an independent student in accordance with subsection (8) of this section.

- (8) (("Self-supporting student" shall be one who has established a bona fide independent relationship and who demonstrates compliance with criteria for determining self-supporting status as contained in the program guidelines.)) "Independent student" shall mean any student who qualifies as an independent student for federal student aid.
- (9) "Half-time student" means any student enrolled in ((exactly)) at least one-half the credit hour or clock hour load defined by the institution as constituting expected full time progress toward the particular degree or certificate.
- (10) "Off-campus community service placements" shall include direct service, planning, or applied research that is designed to improve the quality of life for residents of the community served, particularly low-income residents, in such fields as health care, child care, education, literacy training, welfare, social services, public safety, crime prevention and control, transportation, recreation, housing and neighborhood improvement, rural development, and community improvement. Placements are identified by an institution through formal or informal consultation with local nonprofit, governmental, and community-based organizations.

AMENDATORY SECTION (Amending Order 3/88, Resolution No. 88-11, filed 4/21/88)

WAC 250-40-040 Student eligibility and selection. (1) Eligibility criteria. In order to be eligible for employment under this program the student must:

- (a) Demonstrate financial need.
- (b) Be enrolled or accepted for enrollment as at least a half-time undergraduate, graduate or professional student or be a student under an established program designed to qualify him or her for enrollment as at least a half-time student at an eligible institution of postsecondary education.
- (c) Be capable, in the opinion of the institution, of maintaining good standing in a course of study while employed under the program, and demonstrate satisfactory progress toward degree or certificate completion.
 - (d) Not be pursuing a degree in theology.
- (e) Not owe a refund or repayment on a state or federal financial aid grant program and not be in default on a loan made, insured, or guaranteed under federal and state financial aid loan programs.
- (2) Criteria for institutional determination of financial need and the making of awards.
- (a) Standard budgetary costs will be determined by the institution subject to approval by the higher education coordinating board. ((The advisory committee authorized by WAC-250-40-070(4) of these regulations will review each budget for reasonableness and make recommendations to the board for approval or disapproval.))
- (b) Total applicant resources shall be determined ((according to)) in accordance with the ((congressional)) federal methodology system of need analysis. Institutional financial aid officers may make reasonable adjustments to the computed total applicant resources if individual circumstances warrant such adjustments. ((In addition, nonliquid assets in the form of equity in the primary [residence] [resident] and net worth of business or farm may be disregarded in the computation of total applicant resources.))

Any adjustments must be documented and placed in the student's financial aid ((file)) records.

- (c) The work-study award shall be designed in such a manner that the sum total of financial aid awarded any one student will not exceed the difference between the total applicant's resources and the budgetary cost of education. ((In the case of students attending participating private institutions, the sum of the state share of the state work-study wages and a state need grant, if awarded, may not exceed the nontuition and required fee portion of the student's budgetary cost.))
- (d) Each institution must have a policy relating to the continuance of aid for students who enroll in but do not complete the number of credit or clock hours required to maintain satisfactory progress toward completion of his or her degree or program objective. The institution must submit its policy to the board annually for approval. ((The advisory committee authorized by WAC 250 40 070(4) will make recommendations to the board for approval or disapproval of each institution's policy.))
 - (3) Priorities in placing students.
- (a) The institution must, wherever possible, place students in positions which are related to their educational goals or career interests. At the time of job placement, the student who is able to obtain course- or career objective-related employment shall be awarded in favor of one who is not able to obtain such employment.
- (b) At the time of job placement, and after consideration of (a) above, no eligible Washington resident shall be excluded in favor of a nonresident.
- (c) It is the intent of the work study program to assist those students from moderate income family backgrounds whose total applicant resources are insufficient to cover the total budgetary costs of education; and who, but for this program, would normally be forced to rely heavily on loans.

AMENDATORY SECTION (Amending Order 3/88, Resolution No. 88-11, filed 4/21/88)

- WAC 250-40-050 Restrictions on student placement and compensation. (1) Displacement of employees. Employment of state work-study students may not result in displacement of employed workers or impair existing contracts for services.
- (a) State work-study students employed by public institutions of postsecondary education may not fill positions currently or formerly occupied by classified employees.
- (b) In cases of governmental employment, state workstudy students may fill positions which have been previously occupied but were vacated as a result of implementing previously adopted reduction in force policies in response to employment limitations imposed by federal, state or local governments.
- (c) In all other cases, state work-study students may not fill positions which have been occupied by regular employees during the current or prior calendar or fiscal year.
- (2) Rate of compensation. All work-study positions shall receive compensation equal to the entry level salary of comparable <u>nonwork-study</u> positions.

Students employed by public postsecondary educational institutions who are filling positions which are comparable to ((higher education)) Washington personnel resources board classified positions must be paid entry level ((higher

education)) Washington personnel resources board wages for the position.

Determination of comparability must be made in accordance with state work-study program operational guidelines.

Documentation must be on file at the institution for each position filled by a state work-study student which is deemed by the institution as not comparable to a higher education personnel board position.

- (3) Maximum total compensation. Earnings beyond the student's state work-study eligibility must be reported to the financial aid officer, and resulting adjustments made in the financial aid package in accordance with ((eongressional)) federal methodology. In the event that a student earns more money from state work-study employment than the institution anticipated when it awarded student financial aid, the excess is to be treated in accordance with the method specified in the state work-study operational guidelines.
- (4) State share of student compensation. With the exception of board-approved off campus community service placements, the state share of compensation paid students shall not exceed 80 percent of the student's gross compensation. In the following cases the state share may be established at 80 percent: (a) When employed by state supported institutions of postsecondary education at which they are enrolled((5)); (b) when employed as tutors by the state's common school districts ((which have entered into a special agreement with the higher education coordinating board for placement of students in an authorized program providing tutorial assistance, and)); and (c) when employed in tutorial or other support staff positions by nonprofit adult literacy service providers in the state of Washington who meet guideline criteria for participation ((in the 1985-87 adult literacy pilot program)). The state share of compensation paid students employed by all other employers shall not exceed 65 percent of the student's gross compensation.
- (5) Employer share of student compensation. The employer shall pay a minimum of 20 percent or 35 percent of the student's gross compensation as specified in subsection (4) above, plus the costs of any employee benefits including all payments due as an employer's contribution under the state workman's compensation laws, federal Social Security laws, and other applicable laws. The ((federally-funded college)) federal work-study program cannot be used to provide employer share of student compensation except when used for placement of students in tutorial or other support staff positions with adult literacy service providers in the state of Washington who meet guideline criteria for participation ((in the 1985-87 adult literacy pilot program)).
- (6) Academic credit for state work-study employment. Students may receive academic credit for experience gained through state work-study employment.
- (7) Maximum hours ((worked)) reimbursed. Employment of a student in excess of an average of 19 hours per week over the period of enrollment for which the student has received an award or maximum of 40 hours per week during vacation periods will not be eligible for reimbursement from state funds.

A student may not be concurrently employed in the same position by the state work-study program and the federal ((college)) work-study program and exceed the 19 hours per week average.

Permanent [50]

Further, the student cannot accept other on-campus employment which results in a waiver of the nonresident tuition and fees differential under RCW 28B.15.014.

- (8) Types of work prohibited. Work performed by a student under the state work-study program shall not be sectarian related and shall not involve any partisan or nonpartisan political activity.
- (9) Relationship to formula staffing percentage. Placement of state work-study students in on-campus positions at public postsecondary educational institutions may not result in a level of employment in any budget program in excess of a formula staffing percentage specifically mandated by the legislature.

AMENDATORY SECTION (Amending Order 1-87, Resolution No. 87-59, filed 7/29/87)

- WAC 250-40-060 Institutional application and allotment procedures. (1) ((The convening of a review committee. The board staff will convene its advisory committee in accordance with WAC 250-40-070(6) to act as a review committee for the purpose of recommending the allotment of funds to students by institution. Beginning with 1975-76 awards, institutions will be notified of funds available for their students by May 1 of the year prior to the academic year in which awards will be given, or whenever the legislative appropriation becomes known, whichever is later.
- (2) Information to be used in review process. In its deliberations, the panel-will make use of information available from the institution's application for federal funds, supplemented by any other relevant information made available to the board.
- (3))) Application. Institutions shall annually apply for and document campus need for student employment funds.
- (2) Institutional reserve of funds. The board shall annually develop a reserve of funds for the body of students at each eligible participating institution. Institutions will be notified of funds available for their students by May 1 of the year prior to the academic year in which awards will be given, or within a reasonable period after the legislative appropriation becomes known, whichever is later. The following steps shall govern the determination and allotment of institutional reserves:
- (a) A base funding level, or conditional guarantee, shall be adopted for each institution currently participating in the program. The initial allotment of funds to any one institution shall equal its conditional guarantee. The conditional guarantee will equal the amount of funds initially reserved to the institution for the 1992-93 fiscal year.
- (b) Eligible institutions currently not participating in the program shall be continually encouraged to enter the program, and will be funded at a reasonable level.
- (c) Each institution shall share proportionally in the event of budget reductions.
- (d) Institutions displaying a pattern of fund underutilization shall have their allocations reevaluated and reduced if appropriate.
- (e) Funding increases shall be distributed on an objective basis among institutions in a manner which, when combined with Federal Work Study allocations, furthers a parity of work opportunity among students state-wide.

- (f) No institution will be awarded funds which, in the institution's judgment or judgment reasonably exercised by the board, will exceed what the institution can adequately administer.
- (3) The convening of an advisory committee. The board staff will convene its advisory committee annually in accordance with WAC 250-40-070(5) to review program policies and procedures.
- (4) Reallotments. If it is determined that an institution is unable to award all of the funds allotted it, the board will reduce its allotment accordingly and will redistribute unutilized funds to other eligible institutions. Reallotments however, shall not increase or decrease an institution's conditional guarantee.

AMENDATORY SECTION (Amending Order 1-87, Resolution No. 87-59, filed 7/29/87)

WAC 250-40-070 Administration. (((1) [Administering agency] [The convening of a review committee].)) The higher education coordinating board shall administer the work-study program. The staff of the higher education coordinating board under the direction of the executive director will manage the administrative functions relative to the program and shall be authorized to enter into agreement with:

- (((a))) Eligible public institutions for the placement of students and the reimbursement of employers for the state share of the student's compensation.
- $((\frac{(b)}{b}))$ Eligible private institutions for the placement of students.
- (((e))) Employers of students attending eligible private institutions for the reimbursement of the state share of the student's compensation. Such agreements shall be written to ensure employer compliance with the rules and regulations governing the work-study program.
- $((\frac{(2)}{2}))$ (1) Responsibility of eligible public institutions. The institution will:
- (a) Assist the board in contracting with eligible employers or, enter into contracts with eligible organizations for employment of students under the work-study program. Such agreements shall be written to ensure employer compliance with the rules and regulations governing the work-study program.
- (b) Determine student eligibility and arrange for placement.
- (c) Arrange for payment of the state share of the student's compensation.
- (((3))) (2) Responsibility of eligible private institutions. The institution will:
- (a) Assist the board in contracting with eligible employers.
- (b) Determine student eligibility, arrange for placement with employers, and notify the board of such placement.
- (c) Submit student time sheets to the board in the prescribed manner and time frame outlined in guidelines.
 - ((4)) (3) Employer responsibilities:
- (a) Before it may participate in the program, an eligible employer must enter into agreement with the higher education coordinating board or a public institution acting as its agent, thereby certifying its eligibility to participate and its willingness to comply with all program requirements.

(b) Certification of payment to students by the eligible organization shall be made under oath in accordance with RCW ((9A.71.085 [9A.72.085])) 9A.72.085.

(c) Submit student time sheets to the institution in a timely manner.

(((5))) (4) Advisory committee. The board will appoint an advisory committee composed of representatives of eligible institutions, employee organizations having membership in the classified service of the state's institutions of postsecondary education, a student and persons as may be necessary to advise the board staff on matters pertaining to the administration of the work-study program. In addition, representatives from postsecondary educational advisory and governing bodies will be invited to participate in advisory committee meetings when annual institutional allocations are being determined.

(((6))) (5) Institutional administrative allowance. Contingent upon funds being made available to the higher education coordinating board for the operation of the workstudy program, the public institutions will be provided an administrative expense allowance. In order to qualify for the allowance, the institution must demonstrate that financial support for student financial aid administration, exclusive of the administrative allowance, is at least equal to the level of support provided during the previous fiscal year.

(((7))) (6) Institutional maintenance of effort. State funds provided under this program are not to be used to replace institutional funds which would otherwise be used to support student employment.

(((8))) (7) Reports. The higher education coordinating board will obtain periodic reports on the balance of each institution's work-study funds to ensure a proper distribution of funds among institutions. In addition, information will be gathered subsequent to the end of the academic year, describing the population served and the modes of packaging used.

(((9))) (8) Agreement to participate. ((As a precedent to participating in the state work study program, each institution must acknowledge its responsibility to administer the program according to prescribed rules and regulations and guidelines.)) In order to participate in the program, each institution must file an agreement to participate indicating agreement to abide by all program rules, regulations, and guidelines and to maintain and provide all pertinent information, records, and reports requested by the board.

(((10))) (<u>9</u>) Appeals. If the board is notified of any possible violations of these rules and regulations, satisfactory resolution shall be attempted by board staff. If satisfactory resolution cannot be achieved by board staff, the advisory committee authorized by WAC 250-40-070(5) shall review the appeal and make a recommendation to board staff. If satisfactory resolution still cannot be achieved, the person or institution initiating the appeal may request a hearing with the board, which shall take action on the appeal.

(((11))) (10) Program reviews. The higher education coordinating board will review institutional administrative practices to determine institutional compliance with rules and regulations and program guidelines. If such a review determines that an institution has failed to comply with program rules and regulations and guidelines the ((institution will)) board may suspend, terminate, or place conditions upon the institution's participation in the program and

require the institution to reimburse the students affected or the program in the appropriate amount.

WSR 93-20-061 PERMANENT RULES DEPARTMENT OF HEALTH

[Filed October 1, 1993, 10:46 a.m.]

Date of Adoption: September 23, 1993.

Purpose: To adopt the procedural rules for boards as prepared by the Office of Professional Standards.

Statutory Authority for Adoption: RCW 18.25.017.

Other Authority: RCW 18.25.020.

Pursuant to notice filed as WSR 93-16-100 on August 4, 1993.

Changes Other than Editing from Proposed to Adopted Version: WAC 246-806-090 is not being repealed at this time; and WAC 246-806-091 and 246-806-092 are not being adopted at this time.

Effective Date of Rule: Thirty-one days after filing.

September 23, 1993

Rodney Handly, Jr., D.C., Chair

Rodney Handly, Jr., D.C., Chair Board of Chiropractic Examiners

NEW SECTION

WAC 246-806-075 Adjudicative proceedings—Procedural rules for the board of chiropractic examiners. The board adopts the model procedural rules for adjudicative proceedings as adopted by the department of health and contained in chapter 246-11 WAC, including subsequent amendments.

WSR 93-20-063 PERMANENT RULES DEPARTMENT OF HEALTH

(EMS/Trauma) [Filed October 1, 1993, 10:54 a.m.]

Date of Adoption: September 9, 1993.

Purpose: To remove inconsistencies, clarify intent, and add new language regarding trauma rehabilitation facilities and fees for designation.

Citation of Existing Rules Affected by this Order: Amending chapter 246-976 WAC.

Statutory Authority for Adoption: Chapter 70.168 RCW.

Pursuant to notice filed as WSR 93-13-124 on June 22, 1993.

Changes Other than Editing from Proposed to Adopted Version: Expanded requirements for medical director of ED in level I; and expanded requirement for Pediatric level III ICU.

Effective Date of Rule: Thirty-one days after filing.

September 27, 1993

Bruce A. Miyahara

Secretary

- WAC 246-976-470 Trauma care facilities— Designation process. (1) The department shall develop a request for proposal (RFP) for facilities seeking designation or renewal of designation as trauma care services. The RFP shall include:
- (a) System standards for facility level and category of designation sought;
 - (b) Application requirements;
 - (c) Evaluation criteria;
 - (d) Goals and objectives of the facility;
 - (e) Capability to provide trauma care;
- (f) Commitment to serve the trauma care needs of the state-wide system;
- (g) Compliance with goals of the regional EMS/TC plan; and
 - (h) Geographic coverage.
- (2) The applicant for designation as a trauma care service shall:
- (a) Submit a completed proposal packet to the department ((within ninety days of receipt of the RFP:
 - (a) A completed proposal packet; and
 - (b) Fees)) according to a published schedule;
- (b) Have no less than ninety days to complete a proposal in response to the department's RFP; and
- (c) Submit fees as required by WAC 246-976-990, no later than thirty days prior to the scheduled on-site review.
 - (3) The department may:
- (a) Consider and approve requests for designation for more than one level or category of trauma service from a single facility at one time;
- (b) Consider and approve single proposals from two or more facilities for joint provision of a single level or category of trauma service. If the department grants joint designation, it shall resurvey the facilities at the end of twelve months of operation, to confirm compliance with the provisions of this chapter; and/or
- (c) In order to ensure adequate trauma care, grant provisional designation, for a period not exceeding one year, to facilities that are currently unable to fully meet the standards of this chapter.
 - (4) The department shall:
- (a) Conduct on-site review of applicant's facilities in accordance with WAC 246-976-475;
- (b) Consider proposals from facilities located and licensed in adjacent states in the same manner as proposals received from facilities located and licensed in Washington; and
- (c) Evaluate applications for joint designation following the same criteria as for a single-facility application.
- (5) After an evaluation to determine the current capability of each applicant to meet or exceed the requirements of this chapter, the department shall designate the health care facilities it deems most qualified to provide trauma care services, based on:
 - (a) Evaluation of the proposals submitted;
 - (b) Recommendations from the on-site review team;
- (c) Trauma patient outcomes during the previous designation period;
 - (d) The best interests of the patients of the area;

- (e) Expected patient volume of the area;
- (f) The number and levels of designated health care facilities established by the state and regional EMS/TC plans;
- (g) Ability of each applicant to comply with goals of the state and regional EMS/TC plans; and
- (h) Compliance with contractual obligations to the department during the previous designation period.
 - (6) The department shall:
- (a) Notify the applicant in writing of designation or denial of designation. Notification shall include a written report of the on-site review; and
- (b) Notify regional EMS/TC councils of the name, location, level, and category of service of facilities that have been designated in their regions.
- (7) The department and the designated facility shall enter into a contractual agreement. The contract shall:
- (a) Authorize the facility to provide trauma care service for a three-year period;
- (b) Identify the contractual and financial requirements and responsibilities of both the facility and the department;
- (c) Allow the department to monitor compliance with regulations and standards during the contract period, including access to:
 - (i) Patient discharge summaries;
 - (ii) Patient care logs;
 - (iii) Patient care records;
- (iv) Hospital trauma care quality assurance program records, including minutes; and
 - (v) Other relevant documents; and
- (d) Require confidentiality of information relating to individual patient's, provider's, and facility's care outcomes.
- (8) The department shall issue a new RFP as described in this section, for all interested health care facilities, including those currently designated, no later than one hundred fifty days prior to the expiration of each service's current designation.

AMENDATORY SECTION (Amending Order 323, filed 12/23/92, effective 1/23/93)

WAC 246-976-510 Designation standards for level I trauma care hospitals—Basic resources and capabilities.

- (1) A level I trauma care hospital shall have an ED with:
 - (a) A physician director who is:
- (i) Board certified or eligible in emergency medicine, surgery or medicine or other relevant specialty; or with documented experience as director of an emergency department which has been previously recognized as a level I trauma center either by a regional entity or as verified by the Committee on Trauma of the American College of Surgeons;
 - (ii) ATLS trained; and
 - (iii) ACLS trained;
 - (b) Emergency physicians who are:
- (i) Board certified or eligible in emergency medicine, or ((who are)) in a specialty practicing emergency medicine as their primary practice with special competency in care of trauma patients; (this requirement may be met by a surgical resident post graduate year two who is ATLS, ACLS, and PALS or approved equivalent trained, working under the direct supervision of the physician director of the emergency department, until the arrival of the attending surgeon. The

attending surgeon shall be in-house and available upon the patients arrival in the ED, assuming five minute notification);

- (ii) In-house and available within five minutes to patient on arrival to ED;
- (iii) ATLS trained except that this requirement shall not apply to board certified emergency physicians;
 - (iv) ACLS trained;
 - (v) PALS or approved equivalent trained; and
 - (vi) Designated members of the trauma team;
 - (c) ED registered nurses who:
 - (i) Are ACLS trained;
 - (ii) Are PALS or approved equivalent trained;
 - (iii) Have taken a trauma life support course; and
- (iv) Are in the ED and available to the patient within five minutes; with at least two RNs on duty per shift;
- (d) Equipment for resuscitation and life support of pediatric and adult trauma patients, including:
 - (i) Airway control and ventilation equipment including:
 - (A) Airways;
 - (B) Laryngoscopes, including curved and straight;
 - (C) Endotracheal tubes of all sizes;
- (D) Bag-mask resuscitator, with full range of sizes, neonatal to adult;
 - (E) Sources of oxygen; and
 - (F) Mechanical ventilation;
 - (ii) Suction devices, including:
 - (A) Back-up suction source;
 - (B) Pediatric and adult suction catheters; and
 - (C) Tonsil suction tip;
 - (iii) Electrocardiograph;
 - (iv) Cardiac monitor;
 - (v) Defibrillator, including pediatric paddles;
- (vi) All standard apparatus to establish central venous pressure monitoring;
- (vii) All standard intravenous fluids and administering devices for adult and pediatric patients, including intravenous and intraosseous needles;
- (viii) Sterile surgical sets for procedures standard for ED such as thoracostomy and cut down, including adult and pediatric sets;
 - (ix) Gastric lavage equipment;
- (x) Drugs and supplies necessary for emergency care, including pediatric emergency care;
 - (xi) Capability for rapid infusion of fluids;
 - (xii) Capability for rapid fluid recovery and transfusion;
- (xiii) X-ray capability with twenty-four hour coverage by in-house technician;
 - (xiv) Thermal control equipment for:
 - (A) Patient;
 - (B) Blood;
 - (xv) Two-way radio linked with EMS/TC vehicles;
- (xvi) Pneumatic anti-shock garments, all sizes; except, pediatric are sizes optional depending on local protocol;
 - (xvii) Cervical injury immobilization device;
 - (xviii) Long-bone stabilization device;
 - (xix) Backboard;
- (xx) Equipment specific to pediatric trauma care, including:
 - (A) Traction splint;
 - (B) Blood pressure cuffs in infant, child sizes;
 - (C) Foley catheters;
 - (D) Rigid cervical collars;

- (E) Doppler;
- (F) Infant scale for accurate weight measurement under twenty-five pounds;
 - (G) ((Backboard;
- (H))) Temperature controlled heating units, with/without open crib;
 - (((1))) (H) Heating/cooling blankets;
 - (((J))) (I) Heat lamp;
 - (((K))) (J) Hypothermia thermometers;
 - (((L))) (K) Expanded scale electronic thermometers;
- (((M))) (<u>L</u>) Device for assuring maintenance of infant warmth during evaluation and transport;
 - (((N))) (M) Nasogastric/feeding tubes;
 - (((O))) (N) Noninvasive BP monitor; and
 - (((P))) (O) Pulse oximetry.
- (2) A level I trauma care hospital shall have a general surgery department including:
- (a) An attending surgeon who is in-house and available upon the patient's arrival in the ED, assuming five minute notification. The attending surgeon shall:
- (i) Be board certified; or have graduated from a residency program accredited by the accreditation council of graduate medical education, but who is less than five years out of training;
 - (ii) Have general surgery privileges; or
- (b) A post-graduate year four or above surgical resident may initiate evaluation and treatment upon the patient's arrival in the ED until the arrival of the attending surgeon. The attending surgeon shall be available within twenty minutes upon notification. The resident shall have ATLS and PALS or approved equivalent training.
 - (c) All trauma surgeons ((eertified)) trained in ACLS;
- (d) All trauma surgeons trained in ATLS except that this requirement shall not apply to board certified surgeons; and
- (e) All trauma surgeons trained in PALS or approved equivalent.
- (3) A level I trauma care hospital shall have an operating suite with:
- (a) An operating room adequately staffed and available within five minutes after notification;
- (b) Essential personnel, including at least one OR nurse, ((readily)) in-house and available twenty-four hours a day;
- (c) A documented method for prompt mobilization of consecutive surgical teams for trauma patients; and
 - (d) Equipment or capabilities including:
 - (i) Cardiopulmonary bypass capability;
 - (ii) Operating microscope;
 - (iii) Thermal control equipment for patients;
 - (iv) Thermal control equipment for blood;
 - (v) Rapid infusion capability;
 - (vi) Rapid fluid recovery capability;
 - (vii) X-ray capability;
 - (viii) Bronchoscope in operating room;
 - (ix) Endoscopes available from elsewhere in the facility;
 - (x) Craniotome;
 - (xi) Monitoring equipment; and
- (xii) Instruments and equipment appropriate to pediatric trauma care.
- (4) A level I trauma care hospital shall have a post anesthetic recovery unit with:

- (a) Essential personnel, including at least one nurse with critical post anesthetic nurse training, ((readily)) in-house and available twenty-four hours a day;
 - (b) All nurses ACLS trained; and
 - (c) Appropriate monitoring and resuscitation equipment.
- (5) A level I trauma care hospital shall have an intensive care unit with:
 - (a) A medical director who is:
- (i) Board certified or eligible in critical care, pulmonary medicine, cardiology, or surgery;
 - (ii) ACLS trained; and
 - (iii) ATLS trained.
- (b) A physician on duty in the ICU twenty-four hours a day, or who is in-house and available within five minutes;
 - (c) A physician directed code team;
 - (d) ICU registered nurses who:
 - (i) Are ACLS trained; and
 - (ii) Have taken a trauma life support course;
 - (e) Immediate access to clinical laboratory services;
- (f) Equipment appropriate for adult and pediatric patients, including:
 - (i) Airway control and ventilation devices;
 - (ii) Oxygen source with concentration controls;
 - (iii) Cardiac emergency cart;
 - (iv) Temporary transvenous pacemaker;
 - (v) Electrocardiograph-cardiac monitor-defibrillator;
 - (vi) Cardiac output monitoring;
 - (vii) Electronic pressure monitoring;
 - (viii) Mechanical ventilator-respirators;
 - (ix) Patient weighing devices;
 - (x) Pulmonary function measuring devices;
 - (xi) Temperature control devices;
 - (xii) Drugs, intravenous fluids, and supplies; and
 - (xiii) Intracranial pressure monitoring devices.
- (6) A level I trauma care hospital shall have a clinical laboratory available within five minutes, including:
- (a) Standard analysis of blood, urine, and other body fluids;
 - (b) Coagulation studies;
 - (c) Blood gases and Ph determination;
 - (d) Serum and urine osmolality;
 - (e) Microbiology;
 - (f) Serum alcohol determination;
 - (g) Drug screening; and
 - (h) Microtechnique.
- (7) A level I trauma care hospital shall have transfusion services including:
- (a) Blood and blood components available from inhouse or through community services, to meet patient needs in a timely fashion;
- (b) Noncrossmatched blood available on patient arrival in ED;
 - (c) Massive transfusion protocols in place;
- (d) Ability to perform massive transfusions and autotransfusion; and
 - (e) Blood storage capability.
- (8) A level I trauma care hospital shall have radiological services, including:
- (a) The following services in-house and available within five minutes:
 - (i) Computerized tomography; and
 - (ii) X-ray capability;

- (b) The following services on-call and available within twenty minutes:
 - (i) Angiography;
 - (ii) Sonography; and
 - (iii) Nuclear scanning.
- (9) A level I trauma care hospital shall have acute hemodialysis capability, or a written transfer agreement.
 - (10) A level I trauma care hospital shall have:
- (a) A physician-directed burn unit which is staffed by nursing personnel trained in burn care; and is equipped to care for extensively burned patients; or
- (b) Written transfer agreement with a burn center or hospital with burn unit.
- (11) A level I trauma care hospital shall be able to manage acute head and/or spinal cord injury; or have written transfer agreements with a facility with such capabilities. Early transfer to an appropriate designated rehabilitation facility shall be considered.
- (12) A level I trauma care hospital shall have a trauma rehabilitation coordinator.
 - (13) A level I trauma care hospital shall have:
- (a) A physician-directed rehabilitation medicine service which is staffed by personnel trained in rehabilitation care; and is equipped to care for the trauma patient; or
- (b) Written agreements to transfer patients to a designated rehabilitation service when medically feasible.
- (14) A level I trauma care hospital shall have a heliport or landing zone located close enough to permit the facility to receive or transfer patients by air.

WAC 246-976-520 Designation standards for level I trauma care hospitals—Outreach, training, and public education. A level I trauma care hospital shall have:

- (1) An outreach program with telephone and on-site consultations with physicians of the community and outlying areas regarding trauma care;
 - (2) Training, including:
- (a) A formal program of continuing trauma care education for:
 - (i) Staff physicians;
 - (ii) Nurses;
 - (iii) Allied health care professionals;
 - (iv) Community physicians; and
 - (v) Prehospital personnel;
- (b) A residency program accredited by the accreditation council of graduate medical education, ((eommitted)) with a commitment to training physicians in trauma management;
- (c) In-house initial and maintenance training of invasive manipulative skills for prehospital personnel;
 - (3) A public education program addressing:
 - (a) Injury prevention:
 - (i) In the home;
 - (ii) In industry and the work place;
 - (iii) On the highways;
 - (iv) On athletic fields; and
 - (v) For recreational or sports related activities;
 - (b) First aid or CPR;

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(c) Problems confronting the public, the medical profession, and hospitals regarding optimal care for the injured.

AMENDATORY SECTION (Amending Order 323, filed 12/23/92, effective 1/23/93)

WAC 246-976-560 Designation standards for level II trauma care hospitals—Basic resources and capabilities.

- (1) A level II trauma care hospital shall have an ED with:
- (a) A physician director who is board certified or eligible in emergency medicine;
 - (b) Emergency physicians who are:
- (i) Board certified or eligible in emergency medicine, or ((who are)) in a specialty practicing emergency medicine as their primary practice with special competency in care of trauma patients;
- (ii) In-house and available within five minutes to patient on arrival to ED;
- (iii) ATLS trained except that this requirement shall not apply to board certified emergency physicians;
 - (iv) ACLS trained;
 - (v) PALS or approved equivalent trained; and
 - (vi) Designated members of the trauma team;
 - (c) ED registered nurses who:
 - (i) Are ACLS trained;
 - (ii) Are PALS or approved equivalent trained;
 - (iii) Have taken a trauma life support course; and
- (iv) Are in the ED and available to the patient within five minutes; with at least two RN's on duty per shift;
- (d) Equipment for resuscitation and life support of adult and pediatric trauma patients, including:
 - (i) Airway control and ventilation equipment including:
 - (A) Airways;
 - (B) Laryngoscopes, including curved and straight;
 - (C) Endotracheal tubes of all sizes;
- (D) Bag-mask resuscitator, with full range of sizes, neonatal to adult;
 - (E) Sources of oxygen; and
 - (F) Mechanical ventilation;
 - (ii) Suction devices, including:
 - (A) Back-up suction source;
 - (B) Pediatric and adult suction catheters; and
 - (C) Tonsil suction tip;
 - (iii) Electrocardiograph;
 - (iv) Cardiac monitor;
 - (v) Defibrillator, including pediatric paddles;
- (vi) All standard apparatus to establish central venous pressure monitoring;
- (vii) All standard intravenous fluids and administering devices for adult and pediatric patients, including intravenous catheters and intraosseous needles;
- (viii) Sterile surgical sets for procedures standard for ED such as thoracostomy and cut down, including adult and pediatric sets;
 - (ix) Gastric lavage equipment;
- (x) Drugs and supplies necessary for adult and pediatric emergency care;
 - (xi) Capability for rapid infusion of fluids;
 - (xii) Capability for rapid fluid recovery and transfusion;
- (xiii) X-ray capability with twenty-four hour coverage by in-house technician;

- (xiv) Thermal control equipment for:
- (A) Patient; and
- (B) Blood;
- (xv) Two-way radio linked with EMS/TC vehicles;
- (xvi) Pneumatic anti-shock garments, all sizes; except, pediatric sizes are optional, depending on local protocol;
 - (xvii) Cervical injury immobilization device;
 - (xviii) Long-bone stabilization device;
 - (xix) Backboard;
 - (xx) Equipment specific to pediatric care, including:
 - (A) Traction splint;
- (B) Blood pressure cuffs in infant, child, and toddler sizes;
 - (C) Foley catheters;
 - (D) Rigid cervical collars;
 - (E) Doppler;
- (F) Infant scale for accurate weight measurement under twenty-five pounds;
 - (G) ((Backboard;
- (H))) Temperature controlled heating units with/without open crib;
 - (((1))) (H) Heating/cooling blankets;
 - ((((J))) (<u>I)</u> Heat lamp;
 - (((K))) (J) Hypothermia thermometers;
 - (((L))) (K) Expanded scale electronic thermometers;
- (((M))) (L) Device for assuring maintenance of infant warmth during transport;
 - (((N))) (M) Nasogastric/feeding tubes;
 - (((O))) (N) Noninvasive BP monitor; and
 - (((P))) O Pulse oximetry.
- (2) A level II trauma care hospital shall have a general surgery department including:
- (a) An attending surgeon who is on-call and available upon the patient's arrival in the ED, assuming twenty minute notification. The attending surgeon shall:
- (i) Be board certified; or have graduated from a residency program accredited by the accreditation council of graduate medical education, but who is less than five years out of training;
 - (ii) Have general surgery privileges; or
- (b) A post-graduate year four or above surgical resident may initiate evaluation and treatment upon the patient's arrival in the ED until the arrival of the attending surgeon. The attending surgeon shall be available within twenty minutes upon notification. The resident shall have ATLS and PALS or approved equivalent training;
- (c) All trauma surgeons trained in ATLS except that this requirement shall not apply to board certified surgeons((-)); and
- (d) All trauma surgeons trained in <u>ACLs and PALS or approved equivalent</u>.
- (3) A level II trauma care hospital shall have an operating suite with:
- (a) An operating room adequately staffed with one ((RN)) operating room nurse or other member of the operating room staff who is in-house and available ((to the operating suite)) within five minutes and is qualified to open a room, dispense necessary drugs, and is otherwise qualified to prepare the operating suite for immediate patient care. The remainder of the staff shall be in-house or on-call and available within twenty minutes;

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- (b) Essential personnel, including at least one OR nurse, ((readily)) available twenty-four hours a day;
- (c) A documented method for prompt mobilization of consecutive surgical teams for trauma patients; and
 - (d) Equipment or capabilities including:
 - (i) Operating microscope;
 - (ii) Thermal control equipment for patients;
 - (iii) Thermal control equipment for blood;
 - (iv) Rapid infusion capability;
 - (v) Rapid fluid recovery capability;
 - (vi) X-ray capability;
 - (vii) Bronchoscope in operating room;
- (viii) Endoscopes available from elsewhere in the facility;
 - (ix) Craniotome;
 - (x) Monitoring equipment; and
- (xi) Instruments and equipment appropriate to pediatric trauma care.
- (4) A level II trauma care hospital shall have a post anesthetic recovery unit with:
- (a) Essential personnel, including at least one nurse with critical post anesthetic nurse training, ((readily)) on-call and available twenty-four hours a day;
 - (b) All nurses ACLS trained;
 - (c) Appropriate monitoring and resuscitation equipment.
- (5) A level II trauma care hospital shall have an intensive care unit with:
 - (a) A medical director who is:
- (i) Board certified, board eligible, or who has expertise in critical care, pulmonary medicine, cardiology, surgery, internal medicine, or anesthesiology; and
 - (ii) ACLS trained;
- (b) A physician on duty in the ICU twenty-four hours a day, or who is in-house and available within five minutes;
 - (c) A physician directed code team;
 - (d) ICU registered nurses that:
 - (i) Are ACLS trained;
 - (ii) Have taken a trauma life support course;
 - (e) Immediate access to clinical laboratory services;
- (f) Equipment appropriate for adult and pediatric patients, including:
 - (i) Airway control and ventilation devices;
 - (ii) Oxygen source with concentration controls;
 - (iii) Cardiac emergency cart;
 - (iv) Temporary transvenous pacemaker;
 - (v) Electrocardiograph-cardiac monitor-defibrillator;
 - (vi) Cardiac output monitoring;
 - (vii) Electronic pressure monitoring;
 - (viii) Mechanical ventilator-respirators;
 - (ix) Patient weighing devices;
 - (x) Pulmonary function measuring devices;
 - (xi) Temperature control devices;
 - (xii) Drugs, intravenous fluids, and supplies; and
 - (xiii) Intracranial pressure monitoring devices.
- (6) A level II trauma care hospital shall have clinical laboratory services available within five minutes, including:
- (a) Standard analysis of blood, urine, and other body fluids;
 - (b) Coagulation studies;
 - (c) Blood gases and pH determination;
 - (d) Serum and urine osmolality;
 - (e) Microbiology;

- (f) Serum alcohol determination;
- (g) Drug screening; and
- (h) Microtechnique.
- (7) A level II trauma care hospital shall have transfusion services including:
- (a) Blood and blood components available from inhouse or through community services, to meet patient needs in a timely fashion;
- (b) Noncrossmatched blood available on patient arrival in ED;
 - (c) Massive transfusion protocols in place;
- (d) Ability to perform massive transfusions and autotransfusion; and
 - (e) Blood storage capability.
- (8) A level II trauma care hospital shall have radiological services, including:
- (a) X-ray capabilities in-house and available within five minutes;
- (b) The following services on-call and available within twenty minutes:
 - (i) Computerized tomography;
 - (ii) Angiography; and
 - (iii) Sonography.
- (9) A level II trauma care hospital shall have acute hemodialysis capability, or a written transfer agreement.
 - (10) A level II trauma care hospital shall have:
- (a) A physician-directed burn unit which is staffed by nursing personnel trained in burn care; and is equipped to care for the extensively burned patient; or
- (b) Written transfer agreement with a burn center or hospital with burn unit.
- (11) A level II trauma care hospital shall be able to manage acute head and/or spinal cord injuries, or have written transfer agreements with facility with such capabilities. Early transfer to an appropriate designated rehabilitation center shall be considered.
- (12) A level II trauma care hospital shall have a trauma rehabilitation coordinator.
 - (13) A level II trauma care hospital shall have:
- (a) A physician-directed rehabilitation medicine service which is staffed by personnel trained in rehabilitation care, and is equipped to care for the trauma patient; or
- (b) Written agreements to transfer patients to a designated rehabilitation service when medically feasible.
- (14) A level II trauma care hospital shall have a heliport or landing zone located close enough to permit the facility to receive or transfer patients by air.

- WAC 246-976-600 Designation standards for level III trauma care hospitals—Administration and organization. (1) For the purpose of administering trauma care, a designated level III hospital shall have a trauma service, including:
- (a) Organization and direction by a general surgeon or other physician who is expert in, and committed to, care of the injured;
- (b) Ongoing coordination of the trauma service by a registered nurse;

- (c) A multidisciplinary trauma committee with input to hospital management, including:
 - (i) An emergency physician;
 - (ii) An ED registered nurse;
 - (iii) A trauma surgeon;
 - (iv) An orthopaedic surgeon;
 - (v) An anesthesiologist;
 - (vi) A pediatrician;
 - (vii) Director of intensive care unit; and
 - (viii) An intensive care registered nurse;
- (d) A trauma resuscitation team to provide initial evaluation and treatment:
- (i) The team shall be organized and directed by a general surgeon who is expert in, and committed to, care of the injured, and who assumes responsibility for coordination of overall care of the trauma patient. The <u>attending</u> surgeon shall be on-call and available within ((twenty)) thirty minutes of being called;
- (ii) All members of the team, except the surgeon and anesthesiologist, shall be in-house and available within five minutes;
 - (iii) The team shall include an emergency physician:
- (A) Responsible for activating the trauma resuscitation team, using an approved scoring system; and
- (B) Responsible for providing team leadership and care for the trauma patient until the arrival of the surgeon in the resuscitation area;
- (iv) Other members of the team shall be as specified in the hospital's application for designation.
- (e) Specific delineation of trauma surgery privileges by the medical staff.
- (2) A level III trauma care hospital shall have an ED with established standards and procedures to ensure immediate and appropriate care for adult and pediatric trauma patients.
- (3) A level III trauma care hospital shall have a surgery department with:

An attending surgeon who is on-call and available within thirty minutes, and:

- (a) Has general surgery privileges;
- (b) Has ATLS training.
- (4) A level III trauma care hospital shall have nonsurgical specialties including:
- (a) Anesthesiology, with an anesthesiologist or nationally certified registered nurse anesthetist who is:
- (i) On-call and available within ((twenty)) thirty minutes;
 - (ii) ACLS trained; and
- (b) The following services on-call and available within thirty minutes:
 - (i) Internal medicine; and
 - (ii) A radiologist.
- (5) A level III trauma hospital shall have a pediatric trauma policy that:
- (a) Provides for initial stabilization and resuscitation for pediatric trauma patients including ED and surgical interventions; and
- (b) If it is not a level III pediatric hospital, includes written provision to transfer patients to the appropriate level designated pediatric trauma facility after initial resuscitation and stabilization.

- (6) A level III trauma hospital shall have an approved policy to divert patients to other designated facilities, based on it's ability to manage each patient at a particular time.
- (7) A level III trauma care hospital shall have a quality assurance program in accordance with WAC 246-976-880.

AMENDATORY SECTION (Amending Order 323, filed 12/23/92, effective 1/23/93)

WAC 246-976-610 Designation standards for level III trauma care hospitals—Basic resources and capabilities. (1) A level III trauma care hospital shall have an ED with:

- (a) A physician director;
- (b) A physician in-house and available within five minutes of patient's arrival in the ED, who is:
- (i) Experienced in the resuscitation and care of trauma patients;
 - (ii) ATLS trained;
 - (iii) PALS or approved equivalent trained;
 - (iv) ACLS trained; and
 - (v) A designated member of the trauma team;
 - (c) ED registered nurses who:
 - (i) Are ACLS trained;
 - (ii) Are PALS or <u>approved</u> equivalent trained;
 - (iii) Have taken a trauma life support course; and
- (iv) Are in the ED and available to the patient within five minutes;
- (d) Equipment for resuscitation and life support of pediatric and adult trauma patients, including:
 - (i) Airway control and ventilation equipment including:
 - (A) Airways;
 - (B) Laryngoscopes, including curved and straight;
 - (C) Endotracheal tubes of all sizes;
- (D) Bag-mask resuscitator, with full range of sizes, neonatal to adult;
 - (E) Sources of oxygen; and
- (F) Mechanical ventilation available to the patient within five minutes:
 - (ii) Suction devices, including:
 - (A) Back-up suction source;
 - (B) Pediatric and adult suction catheters; and
 - (C) Tonsil suction tip;
 - (iii) Electrocardiograph;
 - (iv) Cardiac monitor;
 - (v) Defibrillator, including pediatric paddles;
- (vi) All standard apparatus to establish central venous pressure monitoring;
- (vii) All standard intravenous fluids and administering devices appropriate for adult and pediatric patients, including intravenous catheters and intraosseous needles;
- (viii) Sterile surgical sets for procedures standard for ED such as thoracostomy and cut down, including both adult and pediatric sets;
 - (ix) Gastric lavage equipment;
- (x) Drugs and supplies necessary for adult and pediatric emergency care;
 - (xi) Capability for rapid infusion of fluids;
- (xii) X-ray capabilities, with a technician on-call and available within twenty minutes;
 - (xiii) Thermal control equipment for:
 - (A) Patient; and

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- (B) Blood;
- (xiv) Two-way radio linked with EMS/TC vehicles;
- (xv) Pneumatic anti-shock garments, all sizes; except, pediatric sizes are optional, depending on local protocol;
 - (xvi) Cervical injury immobilization device;
 - (xvii) Long-bone stabilization device;
 - (xviii) Backboard;
 - (xix) Equipment specific to pediatric care, including:
 - (A) Traction splint;
 - (B) Blood pressure cuffs in infant, child sizes;
 - (C) Foley catheter;
 - (D) Rigid cervical collars;
 - (E) Doppler;
- (F) Infant scale for accurate weight measurement under twenty-five pounds;
 - (G) ((Backboard;
- (H))) Temperature-controlled heating units with/without open crib available within five minutes;
 - (((1))) (H) Heating/cooling blankets;
 - (((U))) (I) Heat lamp;
 - (((K))) <u>(J)</u> Hypothermia thermometers;
 - (((L))) (K) Expanded scale electronic thermometers;
- (((M))) (L) Device for assuring maintenance of infant warmth during evaluation and transport;
 - (((N))) (M) Nasogastric/feeding tubes;
 - (((O))) (N) Noninvasive BP monitor; and
 - (((P))) <u>(O)</u> Pulse oximetry.
- (2) A level III trauma care hospital shall have an operating suite adequately staffed with one ((RN)) operating room nurse or operating-room-qualified designee who is inhouse and available to the operating suite within five minutes and the remainder of the staff on-call and available within ((twenty)) thirty minutes.
- (a) Essential personnel, including at least one OR nurse, readily available twenty-four hours a day;
- (b) A documented method for prompt mobilization of consecutive surgical teams for trauma patients; and
 - (c) Equipment or capabilities including:
 - (i) Thermal control equipment for patients;
 - (ii) Thermal control equipment for blood;
 - (iii) X-ray capability;
 - (iv) Bronchoscope in operating room;
 - (v) Endoscopes available from elsewhere in the facility;
 - (vi) Monitoring equipment; and
- (vii) Instruments and equipment appropriate to pediatric trauma care.
- (3) A level III trauma care hospital shall have a post anesthetic recovery unit with:
- (a) Essential personnel, including registered nurses with ACLS ((eertification)) training, ((readily)) on-call and available twenty-four hours a day;
 - (b) Appropriate monitoring and resuscitation equipment.
- (4) A level III trauma care hospital shall have an intensive care unit with:
 - (a) A medical director who is ACLS trained;
 - (b) A physician-directed code team;
 - (c) ICU registered nurses who: Are ACLS trained;
 - (d) Immediate access to clinical laboratory services;
- (e) Equipment appropriate for adult and pediatric patients, including:
 - (i) Airway control and ventilation devices;
 - (ii) Oxygen source with concentration controls;

- (iii) Cardiac emergency cart;
- (iv) Artificial pacing capabilities;
- (v) Electrocardiograph-defibrillator;
- (vi) Electronic pressure monitoring;
- (vii) Mechanical ventilator-respirators available within five minutes;
 - (viii) Patient weighing devices;
 - (ix) Pulmonary function measuring devices;
 - (x) Temperature control devices; and
 - (xi) Drugs, intravenous fluids, and supplies.
- (5) A level III trauma care hospital shall have clinical laboratory services available within twenty minutes, including:
- (a) Standard analysis of blood, urine, and other body fluids;
 - (b) Coagulation studies;
 - (c) Blood gases and pH determination;
 - (d) Microbiology;
 - (e) Serum alcohol determination; and
 - (f) Microtechnique.
- (6) A level III trauma care hospital shall have transfusion services including:
- (a) Blood and blood components available from inhouse or through community services, to meet patient needs in a timely fashion;
- (b) Noncrossmatched blood available on patient arrival in ED:
 - (c) Massive transfusion protocols in place;
- (d) Ability to perform massive transfusions and autotransfusion; and
 - (e) Blood storage capability.
- (7) A level III trauma care hospital shall have acute hemodialysis capability, or written transfer agreements.
 - (8) A level III trauma care hospital shall have:
- (a) A physician-directed burn unit staffed by nursing personnel trained in burn care, and equipped to care for extensively burned patients; or
- (b) Written transfer agreements with burn centers or hospitals with burn units.
- (9) A level III trauma care hospital shall be able to manage acute head and/or spinal cord injuries, or have written transfer agreements with facilities with such capabilities. Early transfer to an appropriate designated rehabilitation facility shall be considered.
- (10) A level III trauma care facility shall have a trauma rehabilitation coordinator.
 - (11) A level III trauma care hospital shall have:
- (a) A physician-directed rehabilitation medicine service staffed by personnel trained in rehabilitation care; and equipped to care for the trauma patient; or
- (b) Written agreements to transfer patients to a designated rehabilitation service when medically feasible.
- (12) A level III trauma care hospital shall have a heliport or landing zone located near enough to permit the facility to receive or transport patients by air.

WAC 246-976-650 Designation standards for level IV trauma care facilities—Resources and capabilities. (1) A level IV trauma care hospital shall have an ED with:

- (a) A physician who is experienced in resuscitation and care of trauma patients, who is:
 - (i) On-call and available within twenty minutes;
 - (ii) ATLS trained; and
 - (iii) ACLS trained:
- (b) An ED registered nurse in-house and available within five minutes, who:
 - (i) Is ACLS trained; and
 - (ii) Has taken a trauma life support course;
 - (c) Basic emergency services including:
- (i) Assessment of the patient's condition, in person by a registered nurse, physician, physician's assistant, physician extender, or advanced registered nurse practitioner;
- (ii) Determination of the nature and urgency of the patient's medical need, including the timing and place of care; and
- (iii) Immediate diagnosis and treatment of any life threatening condition, including procedures to minimize aggravation of the patient's condition during transport to another health care facility;
- (d) Equipment for resuscitation and life support of adult and pediatric trauma patients, including:
 - (i) Airway control and ventilation equipment including:
 - (A) Laryngoscope;
 - (B) Endotracheal tubes of all sizes;
- (C) Bag-mask resuscitator with full range of mask sizes, neonatal to adult;
 - (D) Sources of oxygen; and
 - (E) Suction devices;
 - (ii) Electrocardiograph;
 - (iii) ((Oseilloscope)) Cardiac monitor;
 - (iv) Defibrillator;
- (v) All standard intravenous fluids and administering devices, including intravenous catheters and intraosseous needles;
 - (vi) Sterile surgical sets for procedures standard for ED;
 - (vii) Gastric lavage equipment;
- (viii) Drugs and supplies necessary for adult and pediatric emergency care;
- (ix) X-ray capability, with technician on-call and available within twenty minutes;
 - (x) Thermal control equipment for patient;
 - (xi) Two-way radio linked with EMS/TC vehicles;
- (xii) Pneumatic anti-shock garments; if use of this device is allowed in hospital protocols;
 - (xiii) Cervical injury immobilization device;
 - (xiv) Long-bone stabilization device; and
 - (xv) Backboard.
- (2) A level IV trauma care hospital shall have surgery capabilities, including:
 - (a) Adequate staff, including:
- (i) A physician on-call and available within thirty minutes, who:
 - (A) Has surgical privileges;
 - (B) Is ACLS trained; and
 - (C) Is ATLS trained;
- (ii) Anesthesiology, with an anesthesiologist or certified registered nurse anesthetist, who has ACLS ((eertification)) training, and is on-call and available within ((twenty)) thirty minutes;
- (b) An operating suite with one RN or qualified designee who is in-house and available to the operating suite

- within five minutes and the remainder of the staff on-call and available within ((twenty)) thirty minutes. The operating suite shall be equipped with:
 - (i) Thermal control equipment for patients;
 - (ii) X-ray capability;
- (iii) Endoscopes available from elsewhere in the facility; and
 - (iv) Monitoring equipment.
- (3) A level IV trauma care hospital shall have a post anesthetic recovery unit with appropriate monitoring and resuscitation equipment.
 - (4) A level IV trauma care hospital's shall have:
- (a) An ICU which meets requirements for a designated level III trauma hospital as described in WAC 246-976-610, except for availability of a mechanical ventilator-respirator and a temporary transvenous pacemaker; or
- (b) Written agreements with appropriate facilities to transfer patients requiring intensive care.
- (5) A level IV trauma care hospital shall have ((a)) clinical laboratory ((readily)) services available, including:
- (a) Standard analysis of blood, urine, and other body fluids;
 - (b) Blood gases and pH determination.
- (6) A level IV trauma care hospital shall have transfusion services including:
- (a) Blood and blood components available from inhouse or through community services, to meet patient needs in a timely fashion;
- (b) Ability to perform massive transfusions, or written transfer agreements with facilities having such capability; and
 - (c) Blood storage capability.
- (7) A level IV trauma care hospital shall be able to perform acute hemodialysis, or have written transfer agreements with facilities having such capability.
 - (8) A level IV trauma care hospital shall have:
- (a) A physician-directed burn unit staffed by nursing personnel trained in burn care, and equipped to care for extensively burned patients; or
- (b) Written transfer agreement with a burn center or hospital with burn unit.
- (9) A level IV trauma care hospital shall be able to manage acute head and/or spinal cord injuries, or have written transfer agreements with facilities that have such capabilities. Early transfer to an appropriate designated trauma rehabilitation facility shall be considered.
- (10) A level IV trauma care hospital shall have a qualified person assigned to coordinate trauma rehabilitation activities and referrals.

WAC 246-976-680 Designation standards for level V trauma care facilities—Administration and organization. For the purpose of administering trauma care, a designated level V trauma care facility shall:

(1) Have written policy and patient care procedures for providing emergency medical care, consistent with regional patient care procedures; and

- (2) Establish emergency care services with a nature and scope consistent with community needs, the regional plan, and the facilities capabilities.
- (3) ((Have an organized trauma care quality assurance program with:
 - (a) A special audit process for all trauma deaths;
- (b) Participation)) Participate in the state trauma registry as required in WAC ((246-976-420; and
- (e))) 246-976-430 with a person identified as responsible for coordination of trauma registry activities.
- (4) Participate in the regional trauma network quality assurance program as required in WAC 246-976-910.

WAC 246-976-720 Designation standards for level I pediatric trauma care hospitals—Administration and organization. (1) For the purpose of administering trauma care, a designated level I pediatric hospital shall have a trauma service, including:

- (a) Organization and direction by a general surgeon who is expert in, and committed to, care of the injured child;
- (b) Ongoing coordination of the trauma service by a registered nurse;
- (c) A multidisciplinary trauma committee with input to hospital management, including:
 - (i) A pediatric emergency physician;
 - (ii) An ED registered nurse;
 - (iii) A trauma surgeon;
 - (iv) A neurosurgeon;
 - (v) An orthopaedic surgeon;
 - (vi) An anesthesiologist;
 - (vii) Director of pediatric intensive care service;
 - (viii) A pediatric intensive care registered nurse; and
 - (ix) A pediatric intensivist;
- (d) A trauma resuscitation team to provide initial evaluation and treatment.
- (i) The team shall be organized and directed by a surgeon who is expert in and committed to care of the injured child, and who assumes responsibility for coordination of overall care of the pediatric trauma patient.
- (ii) All members of the team, including the surgeon, shall be in-house and available within five minutes.
 - (iii) The team shall include an emergency physician:
- (A) Responsible for activating the trauma resuscitation team, using an approved scoring system; and
- (B) Responsible for providing team leadership and care for the pediatric trauma patient until the arrival of the surgeon in the resuscitation area.
- (iv) Other members of the team shall be as specified in the hospital's application for designation.
- (v) The team shall work in conjunction with a pediatrics intensive care physician or pediatric emergency physician.
- (e) Specific delineation of trauma surgery privileges by the medical staff.
- (2) A level I pediatric trauma care hospital shall have an ED with established standards and procedures to ensure immediate and appropriate care for pediatric trauma patients.
- (3) A level I pediatric trauma care hospital shall have a surgery department, including:

- (a) General surgery in-house and available upon patient's arrival in the ED, assuming a five-minute notification;
 - (b) Neurosurgery:
- (i) In-house and available within five minutes. In-house coverage shall be provided by a <u>board certified</u> neurosurgeon((, or other physician)) who has been judged competent by the ((neurologie)) <u>neurosurgical</u> consultants on staff to initiate measures directed toward stabilizing the pediatric patient and to initiate diagnostic procedures; and
- (ii) With a neurosurgeon on-call and available within thirty minutes.
- (c) The following services on-call and available within thirty minutes:
 - (i) Cardiac surgery;
 - (ii) Microsurgery;
 - (iii) Gynecologic surgery;
 - (iv) Hand surgery;
 - (v) Ophthalmic surgery;
 - (vi) Oral/dental surgery;
 - (vii) Orthopaedic surgery;
 - (viii) Otorhinolaryngologic surgery;
 - (ix) Plastic and maxillofacial surgery;
 - (x) Thoracic surgery; and
 - (xi) Urologic surgery.
- (4) A level I pediatric trauma care hospital shall have nonsurgical specialties with special expertise in pediatric care, including:
 - (a) Anesthesiology, with an anesthesiologist who is:
 - (i) ATLS trained;
 - (ii) ACLS trained;
 - (iii) PALS or approved equivalent trained; and
- (iv) In-house and available on patient's arrival in ED, assuming five-minute notification;
- (b) General pediatrics in-house and available on patient's arrival in ED, assuming five-minute notification, with pediatricians who are:
 - (i) Board certified; and
 - (ii) PALS or <u>approved</u> equivalent trained;
 - (iii) These requirements may be met by a PL 2;
- (c) The following services on-call and available within thirty minutes:
 - (i) Cardiology;
 - (ii) ((Chest medicine;
 - (iii))) Gastroenterology;
 - (((iv))) (iii) Hematology/pathology;
 - (((v))) <u>(iv)</u> Infectious diseases;
 - (((vi))) (v) Nephrology;
 - (((vii))) (vi) Neuro-radiology;
 - (((viii))) (vii) Pediatric cardiology;
 - (((ix))) (viii) Pediatric hematology/oncology;
 - (((x))) (ix) Pediatric pulmonology;
 - (((xi))) (x) Psychiatry; and
 - (((xii))) (xi) A radiologist((; and
 - (xiii) Social work)).
- (d) Pediatric neurology on-call and available within one hour.
- (5) A level I pediatric trauma care hospital shall have an approved policy to divert patients to other designated facilities, based on it's ability to manage each patient at a particular time.

- (6) A level I pediatric trauma care hospital shall:
- (a) Have a quality assurance program in accordance with WAC 246-976-880; and
- (b) Cooperate with regional trauma care quality assurance programs throughout the state established pursuant to WAC 246-976-910.

WAC 246-976-730 Designation standards for level I pediatric trauma care hospitals—Resources and capabilities. (1) A level I pediatric trauma care hospital shall have an ED with:

- (a) A physician director who is:
- (i) Board certified or eligible in emergency medicine or pediatric emergency medicine, surgery or medicine or other relevant specialty; or with documented experience as director of an emergency department which has been previously recognized as a level I trauma center either by a regional entity or as verified by the Committee on Trauma of the American College of Surgeon;
 - (ii) ATLS trained;
 - (iii) ACLS trained; and
 - (iv) PALS or approved equivalent trained;
 - (b) Emergency physicians who are:
- (i) Board certified or eligible in emergency medicine, or pediatric emergency medicine, or in a specialty practicing emergency medicine as their primary practice with special competence in the care of the pediatric trauma patient; (this requirement may be met by a surgical resident post graduate year two who is ATLS, ACLS, and PALS or approved equivalent trained, working under the direct supervision of the physician director of the emergency department, until the arrival of the attending surgeon. The attending surgeon shall be in-house and available upon the patient's arrival in the ED, assuming five minute notification);
- (ii) In-house and available within five minutes of the patient's arrival in the ED;
- (iii) ATLS trained except that this requirement shall not apply to board certified emergency physicians;
 - (iv) ACLS trained;
- (v) PALS or <u>approved</u> equivalent pediatric ALS trained; and
 - (vi) Designated members of the trauma team;
 - (c) ED registered nurses who:
 - (i) Are ACLS trained;
 - (ii) Have completed a trauma life support course;
 - (iii) Are PALS or approved equivalent trained;
 - (iv) Are in the ED and available within five minutes;
- (d) An area designated for pediatric resuscitation, with equipment for resuscitation and life support of pediatric patients, including:
 - (i) Airway control and ventilation equipment including:
 - (A) Airways;
 - (B) Laryngoscopes, including curved and straight;
 - (C) Endotracheal tubes of all sizes;
 - (D) Bag-valve-mask resuscitator with all mask sizes;
 - (E) Sources of oxygen;
- (F) Child and neonatal BVM resuscitation device designed to deliver one hundred percent oxygen; and
 - (G) Mechanical ventilation;

- (ii) Suction devices including:
- (A) Back-up suction source;
- (B) Pediatric suction catheters; and
- (C) Tonsil suction tip:
- (iii) Electrocardiograph-cardiac monitor-defibrillator appropriate to pediatric patients;
- (iv) All standard apparatus to establish central venous pressure monitoring;
- (v) All standard IV fluids and administering devices appropriate for pediatric patients, including:
 - (A) IV catheters;
 - (B) Intraosseous needles;
 - (C) Infusion sets:
- (D) Infusion pumps including micro-infusion capabilities;
 - (E) Infusion controllers; ((and))
 - (F) Pediatric dosages/dilutions of medications; and
 - (G) IV fluid/blood warmer.
- (vi) Sterile surgical sets appropriate for pediatric patients, for standard ED procedures including:
 - (A) Thoracostomy set;
 - (B) Chest tubes;
 - (C) Tracheostomy set;
 - (D) Spinal tap set;
 - (E) Peritoneal lavage set; and
 - (F) Cricothyrotomy set;
 - (vii) Gastric lavage equipment;
- (viii) Drugs and supplies necessary for pediatric emergency care;
- (ix) X-ray capability with twenty-four-hour coverage by in-house technicians;
 - (x) Respiratory therapy available within five minutes;
 - (xi) Two-way radio linked with EMS/TC vehicles;
- (xii) Pneumatic anti-shock garment, if included in local protocols for pediatric patients;
 - (xiii) Skeletal traction device for cervical injuries;
 - (xiv) Backboard;
- (xv) Equipment specific to pediatric trauma care, including:
 - (A) Traction splint;
 - (B) Blood pressure cuffs in infant and child sizes;
 - (C) Foley catheters;
 - (D) Rigid cervical collars;
 - (E) Doppler;
- (F) Infant scale for accurate weight measurement under twenty-five pounds;
 - (G) ((Backboard;
- (H))) Temperature controlled heating units with/without open crib;
 - (((1))) (H) Heating/cooling blankets;
 - (((U))) (I) Heat lamp;
 - (((K))) (J) Hypothermia thermometers;
 - (((L))) (K) Expanded scale electronic thermometers;
- (((M))) (L) Device for assuring maintenance of infant warmth during evaluation and transport;
 - (((N))) (M) Nasogastric/feeding tubes;
 - (((O))) (N) Noninvasive BP monitor; and
 - (((P))) (Q) Pulse oximetry.
- (2) A level I pediatric trauma care hospital shall have a general surgery department including:
- (a) An attending surgeon with pediatric expertise who is in-house and available upon the patient's arrival in the

- ED, assuming five minute notification. The attending surgeon shall:
- (i) Be board certified; or have graduated from a residency program accredited by the accreditation council of graduate medical education, but who is less than five years out of training;
 - (ii) Have PALS or approved equivalent training;
 - (iii) Be ATLS trained;
 - (iv) Have general surgery privileges; or
- (b) A post-graduate year four or above surgical resident ((who)) may initiate evaluation and treatment upon the patient's arrival in the ED until the arrival of the attending surgeon. The attending surgeon shall be available within twenty minutes upon notification. The resident shall have ATLS and PALS or approved equivalent training;
- (c) All trauma surgeons trained in ATLS except that this requirement shall not apply to board certified surgeons.
- (3) A level I pediatric trauma care hospital shall have an operating suite with:
- (a) An operating room adequately staffed and available within five minutes of notification;
- (b) Essential personnel, including at least one OR nurse, in-house and available twenty-four hours a day;
- (c) A documented method for prompt mobilization of consecutive surgical teams for pediatric trauma patients;
 - (d) Equipment or capabilities including:
 - (i) Cardiopulmonary bypass;
 - (ii) Operating microscope;
 - (iii) Thermal control equipment for patient;
 - (iv) Thermal control equipment for blood;
 - (v) X-ray capability;
 - (vi) Pediatric endoscopes/bronchoscopes;
 - (vii) Craniotomy set;
 - (viii) Monitoring equipment; and
 - (ix) Pediatric instruments and equipment.
- (4) A level I pediatric trauma care hospital shall have a postanesthetic recovery room with:
- (a) Essential personnel, including at least one nurse with critical post anesthetic nurse training, ((readily)) in-house and available twenty-four hours a day;
 - (b) All nurses ACLS trained;
 - (c) All nurses PALS or approved equivalent trained;
 - (d) Appropriate monitoring and resuscitation equipment.
- (5) A level I pediatric trauma care hospital shall have a pediatric intensive care unit exclusively for children, with:
- (a) A medical director or co-director who is a board certified or eligible pediatric intensivist, with:
 - (i) PALS or approved equivalent training;
- (ii) Responsibility for coordinating the care of pediatric trauma patients, including:
 - (A) Development and implementation of policies;
 - (B) Supervision of resuscitation;
 - (C) Coordination of medical care;
 - (D) Determination of patient isolation;
 - (E) Ultimate authority for triage decisions;
 - (F) Maintenance of equipment;
 - (G) Coordination of staff education;
 - (H) Maintenance of statistics; and
- (I) Reviewing quality of care on all pediatric trauma patients;
- (b) A physician with expertise in pediatric critical care in-house and available within five minutes;

- (c) A nurse manager responsible for training and coordination of nurses, physicians, and community agencies or services;
 - (d) Nurses with PALS or approved equivalent training:
 - (e) Patient isolation capacity; and
- (f) Equipment appropriate for pediatric patients, including:
 - (i) Airway control and ventilation including:
- (A) Oral and nasopharyngeal airways, all sizes neonatal through adult;
- (B) Child, infant and neonatal bag-mask resuscitators, able to deliver one hundred percent oxygen;
 - (C) Endotracheal tubes with stylet;
 - (D) Infant and child laryngoscopes, curved and straight;
 - (E) Suction catheters; and
 - (F) Tonsil suction tip;
 - (ii) Oxygen source with concentration controls;
 - (iii) Cardiac emergency cart;
 - (iv) Temporary transvenous pacemaker;
 - (v) Electrocardiograph-cardiac monitor-defibrillator;
 - (vi) Electronic pressure monitoring;
 - (vii) Automated blood pressure apparatus;
- (viii) Mechanical ventilator-respirator appropriate for entire pediatrics spectrum including:
 - (A) Air/oxygen blenders; and
 - (B) Oxygen analyzers;
 - (ix) Patient weighing devices, including infant scale;
 - (x) Pulmonary function measuring devices;
 - (xi) Temperature control devices including:
- (A) Temperature controlled heating units with/without open crib;
 - (B) Heating/cooling blankets; and
 - (C) Heat lamp;
 - (xii) Drugs, IV fluids, and supplies including:
 - (A) Intravenous and intraosseous needles and catheters;
 - (B) Pediatric infusion sets;
 - (C) Pediatric dosages/dilutions;
 - (D) Infusion pumps;
 - (E) Infusion controllers; and
 - (F) IV fluid warmer;
 - (xiii) Spotlight;
 - (xiv) Doppler ultrasound BP device;
 - (xv) Suction machine;
 - (xvi) Refractometer;
 - (xvii) Otoscope/ophthalmoscope;
 - (xviii) Thermometers;
 - (xix) Pressor infuser pumps;
 - (xx) Portable EEG;
 - (xxi) Bedside EKG;
 - (xxii) Bedside echocardiography;
 - (xxiii) Bedside ultrasound;
 - (xxiv) Nuclear scan;
 - (xxv) Noninvasive oximetry and capnometry;
 - (xxvi) Portable transport monitor;
- (xxvii) Specialized pediatric sets for thoracostomy, tracheostomy, spinal tap, cricothyroidotomy, and peritoneal lavage;
 - (xxviii) Foley catheters;
 - (xxix) Chest tubes;
 - (xxx) Capability for continuous monitoring of:
 - (A) EKG, heart rate;
 - (B) Respiration;

- (C) Temperature;
- (D) Arterial pressure; and
- (E) Central venous pressure;
- (xxxi) High/low alarms for heart rate, respiratory rate, and all pressures;
- (xxxii) Provision for life support and cardiopulmonary monitoring; and

(xxxiii) Hard copy monitor recording capability.

- (6) A level I pediatric trauma care hospital shall designate a physician, who has an established relationship to the pediatric critical care team, to respond to pediatric airway emergencies. This requirement may be met by an emergency physician or an ICU physician.
- (7) A level I pediatric trauma care hospital shall have clinical laboratory services available within five minutes, including:
 - (a) Micro-technique capability;
- (b) Standard analyses of blood, urine, and other body fluids:
 - (c) Blood typing and cross-matching;
 - (d) Coagulation studies;
- (e) Comprehensive blood bank, or access to a community central blood bank, and adequate hospital storage facilities;
 - (f) Blood gases and pH determination;
 - (g) Serum and urine osmolality;
 - (h) Microbiology;
 - (i) Serum alcohol determination; and
 - (j) Drug screening.
- (8) A level I pediatric trauma care hospital shall have radiological services, staffed and equipped including:
- (a) The following services in-house and available within five minutes:
 - (i) Routine radiological procedures; and
 - (ii) Computerized tomography;
- (b) The following services on-call and available within twenty minutes:
 - (i) Angiography of all types;
 - (ii) Sonography;
 - (iii) Nuclear scanning;
 - (iv) Fluoroscopy;
- (v) Contrast studies, including intravenous pyelograms, esophagrams, and barium enemas.
- (9) A level I pediatric trauma care facility shall have acute hemodialysis capability, or a written transfer agreement.
 - (10) A level I pediatric trauma care hospital shall have:
- (a) A physician-directed burn unit which is staffed by nursing personnel trained in burn care, and equipped to care for extensively burned patients; or
- (b) Written transfer agreement with a burn center or hospital with burn unit.
- (11) A level I pediatric trauma care hospital shall be able to manage acute head and/or spinal cord injuries, or have written transfer agreements with facility with such capabilities. Early transfer to a designated pediatric trauma rehabilitation facility shall be considered.
- (12) A level I pediatric trauma care hospital shall have respiratory therapy in-house and available within five minutes to the patient in the ED or ICU, with a therapist who has special pediatric training and/or experience.

- (13) A level I pediatric trauma care hospital shall have a trauma rehabilitation coordinator and:
- (a) A physician-directed pediatric rehabilitation medicine service which is staffed by nursing personnel trained in rehabilitation care, and is equipped to care for the pediatric trauma patient; or
- (b) Written agreements to transfer patients to designated pediatric rehabilitation services when medically feasible.
- (14) A level I pediatric trauma care hospital shall have ancillary services including:
 - (a) Pharmacy, with pharmacist in-house;
 - (b) Pediatric therapeutic recreation;
 - (c) Clergy or pastoral care;
- (d) Social work, with social workers on-call and available within thirty minutes, and with written policies and procedures, including comprehensive case-finding mechanisms:
 - (e) Child protection services;
 - (f) Nutritionist services;
 - (g) Physical therapy services;
- (h) Occupational therapy and therapeutic recreation services.
- (15) A level I pediatric trauma care hospital shall have a heliport or landing zone located close enough to permit the facility to receive or transfer patients by air.

AMENDATORY SECTION (Amending Order 323, filed 12/23/92, effective 1/23/93)

WAC 246-976-770 Designation standards for level II pediatric trauma care hospitals—Administration and organization. (1) For the purpose of administering trauma care, a designated level II pediatric hospital shall have a trauma service, including:

- (a) Organization and direction by a general surgeon who is expert in, and committed to, care of the injured child;
- (b) Ongoing coordination of the trauma service by a registered nurse;
- (c) A multidisciplinary trauma committee with input to hospital management, including:
 - (i) An emergency physician;
 - (ii) An ED registered nurse;
 - (iii) A trauma surgeon;
 - (iv) A neurosurgeon;
 - (v) An orthopaedic surgeon;
 - (vi) An anesthesiologist;
 - (vii) Director of pediatric intensive care service;
 - (viii) A pediatric intensive care registered nurse; and
 - (ix) Pediatric intensivist;
- (d) A trauma resuscitation team to provide initial evaluation and treatment.
- (i) The team shall be organized and directed by a ((trauma)) surgeon expert in, and committed to, care of the injured child, who assumes responsibility for coordination of overall care of the pediatric trauma patient.
- (ii) The team shall work in conjunction with a pediatric intensive care physician or pediatric emergency physician.
- (iii) All members of the trauma team, except the surgeon, shall be in-house and available within five minutes.
 - (iv) The team shall include an emergency physician:
- (A) Responsible for activating the trauma resuscitation team, using an approved scoring system;

- (B) Responsible for providing team leadership and care of the pediatric trauma patient until the arrival of the surgeon in the resuscitation area.
- (v) Other members of the team shall be as specified in the hospital's application for designation.
- (e) Specific delineation of trauma surgery privileges by the medical staff.
- (2) A level II pediatric trauma care hospital shall have an ED with established standards and procedures to ensure immediate and appropriate care for pediatric trauma patients.
- (3) A level II pediatric trauma care hospital shall have a surgery department, including:
- (a) General surgery, with ((a trauma)) an attending surgeon on-call and available on the patient's arrival in the ED, assuming a twenty-minute notification;
 - (b) Neurosurgery:
- (i) In-house and available within five minutes. In-house coverage shall be provided by a neurosurgeon, surgeon, or other physician who has been judged competent by the neurologic consultants on staff to initiate measures to stabilize the patient, and to initiate diagnostic procedures; and
- (ii) With a neurosurgeon on-call and available within thirty minutes;
- (c) The following services on-call and available within thirty minutes:
 - (i) Ophthalmic surgery;
 - (ii) Orthopedic surgery;
 - (iii) Otorhinolaryngologic surgery;
 - (iv) Plastic and maxillofacial surgery;
 - (v) Thoracic surgery; and
 - (vi) Urologic surgery.
- (4) A level II pediatric trauma care hospital shall have nonsurgical specialty capabilities with pediatric expertise, including:
 - (a) Anesthesiology, with an anesthesiologist who:
 - (i) Is PALS or approved equivalent trained; and
 - (ii) Is on-call and available within twenty minutes;
- (b) The following ((pediatrie)) specialty services on-call and available within thirty minutes:
 - (i) Cardiology;
 - (ii) ((Chest medicine)) Pulmonology;
 - (iii) Gastroenterology;
 - (iv) Hematology/pathology;
 - (v) Infectious disease specialists;
 - (vi) Nephrology;
 - (vii) Neuro-radiology;
- (viii) General pediatrics, with board-certified pediatricians who are PALS or <u>approved</u> equivalent trained; <u>and</u>
 - (ix) A radiologist((; and
 - (x) Social work)).
- (5) A level II pediatric trauma care hospital shall have an approved policy to divert patients to other designated facilities, based on it's ability to manage each patient at a particular time.
- (6) A level II pediatric trauma care hospital shall have a quality assurance program in accordance with WAC 246-976-880.

WAC 246-976-780 Designation standards for level II pediatric trauma care hospitals—Resources and capabilities. (1) A level II pediatric trauma care hospital shall have an ED with:

- (a) A physician director who is:
- (i) Board certified or eligible in emergency medicine or pediatric emergency medicine;
 - (ii) ATLS trained; ((and))
 - (iii) ACLS trained; and
 - (iv) PALS or approved equivalent trained.
 - (b) Emergency physicians who are:
- (i) Board certified or eligible in emergency medicine, or pediatric emergency medicine, or in a specialty practicing emergency medicine as their primary practice with special competency in the care of the pediatric trauma patient;
 - (ii) In-house and available within five minutes;
- (iii) ATLS trained, except that this requirement shall not apply to board certified emergency physicians;
 - (iv) ACLS trained;
 - (v) PALS or approved equivalent trained; and
 - (vi) Designated members of the trauma team;
 - (c) ED registered nurses who:
 - (i) Are ACLS trained;
 - (ii) Have completed a trauma life support course;
 - (iii) Are PALS or approved equivalent trained;
- (iv) Are in the ED and available to the patient within five minutes;
- (d) A designated area for pediatric resuscitation with equipment for pediatric resuscitation and life support, including:
 - (i) Airway control and ventilation equipment including:
 - (A) Airways;
 - (B) Laryngoscopes, including curved and straight;
 - (C) Endotracheal tubes of all sizes;
- (D) Bag-valve-mask resuscitator with all mask sizes, designed to deliver one hundred percent oxygen;
 - (E) Sources of oxygen; and
 - (F) Mechanical ventilation;
 - (ii) Suction devices including:
 - (A) Back-up suction source;
 - (B) Suction catheters; and
 - (C) Tonsil suction tip;
 - (iii) Electrocardiograph/cardiac monitor/defibrillator;
- (iv) Apparatus to establish central venous pressure monitoring;
- (v) All standard IV fluids and administering devices, including:
 - (A) IV catheters;
 - (B) Intraosseous needles;
 - (C) Infusion sets;
- (D) Infusion pumps including micro-infusion capabilities:
 - (E) Infusion controllers;
 - (F) Pediatric dosages/dilutions of medications; and
 - (G) IV fluid/blood warmer;
- (vi) Sterile surgical sets for procedures standard for EDs including:
 - (A) Thoracostomy set;
 - (B) Chest tubes;

- (C) Tracheostomy set;
- (D) Spinal tap set;
- (E) Peritoneal lavage set; and
- (F) Cricothyrotomy set;
- (vii) Gastric lavage equipment;
- (viii) Drugs and supplies necessary for pediatric emergency care;
- (ix) X-ray capability with twenty-four-hour coverage by in-house technicians;
 - (x) Respiratory therapy available within five minutes;
 - (xi) Two-way radio linked with EMS vehicles;
- (xii) Pneumatic anti-shock garment, if included in local pediatric protocols;
 - (xiii) Skeletal traction device for cervical injuries;
 - (xiv) Backboard;
 - (xv) Specialized pediatric equipment including:
 - (A) Traction splint;
 - (B) Blood pressure cuffs in infant, child sizes;
 - (C) Foley catheters;
 - (D) Rigid cervical collars in pediatric sizes;
 - (E) Doppler;
- (F) Infant scale for accurate weight measurement under twenty-five pounds;
 - (G) ((Backboard;
- (H))) Temperature controlled heating units with/without open crib;
 - (((I))) (H) Heating/cooling blankets;
 - ((((J))) (I) Heat lamp;
 - (((K))) <u>(J)</u> Hypothermia thermometers;
 - (((L))) <u>(K)</u> Expanded scale electronic thermometers;
- (((M))) (L) Device for assuring maintenance of infant warmth during evaluation and transport;
 - (((N))) (M) Nasogastric/feeding tubes;
 - (((O))) (N) Noninvasive blood pressure monitor; and
 - (((P))) (O) Pulse oximetry.
- (2) A level II pediatric trauma care hospital shall have a general surgery department including:
- (a) An attending surgeon who is on-call and available upon the patient's arrival in the ED, assuming twenty minute notification. The attending surgeon shall:
- (i) Be board certified; or have graduated from a residency program accredited by the accreditation council of graduate medical education, but who is less than five years out of training;
 - (ii) Have general surgery privileges; or
- (b) A post-graduate year four or above surgical resident may initiate evaluation and treatment upon the patient's arrival in the ED until the arrival of the attending surgeon. The attending surgeon shall be available within twenty minutes upon notification. The resident shall have ATLS and PALS or approved equivalent training;
- (c) All trauma surgeons trained in ATLS, except that this requirement shall not apply to board certified surgeons;
- (d) All trauma surgeons trained in PALS or approved equivalent.
- (3) A level II pediatric trauma care hospital shall have an operating suite adequately staffed with one ((RN)) operating room nurse or operating-room-qualified designee who is in-house and available to the operating suite within five minutes and the remainder of the staff on-call and available within twenty minutes. The operating suite shall have equipment appropriate for pediatric surgery, including:

- (a) Thermal control equipment for patient;
- (b) Thermal control equipment for blood;
- (c) X-ray capability;
- (d) Endoscopes/bronchoscopes; and
- (e) Monitoring equipment.
- (4) A level II pediatric trauma care hospital shall have a postanesthetic recovery room with:
- (a) Essential personnel, including at least one nurse with critical post anesthetic nurse training, ((readily)) on-call and available twenty-four hours a day; and
 - (b) Appropriate monitoring and resuscitation equipment.
- (5) A level II pediatric trauma care hospital shall have a pediatric intensive care service, including:
- (a) A medical director or co-director who is board certified or eligible in pediatric intensive care, who has:
 - (i) PALS or approved equivalent training;
 - (ii) Responsibility for pediatric trauma care, including:
 - (A) Development and implementation of policies;
 - (B) Supervision of resuscitation;
 - (C) Coordination of medical care;
 - (D) Determination of patient isolation;
 - (E) Ultimate authority for triage decisions;
 - (F) Maintenance of equipment;
 - (G) Coordination of staff education;
 - (H) Maintenance of statistics; and
- (I) Reviewing quality of care on all pediatric trauma patients;
 - (b) Patient isolation capacity;
- (c) A physician with expertise in pediatric critical care in-house and available within five minutes;
 - (d) Pediatric intensive care nursing with:
- (i) A pediatric nurse manager responsible for training and coordination of nurses, physicians, administration, and community agencies or services;
- (ii) Nurses caring for pediatric trauma patients who have completed PALS or approved equivalent training; and
- (e) Equipment appropriate for pediatric patients including:
 - (i) Airway control and ventilation including:
 - (A) Airways;
- (B) Child and neonatal BVM designed to deliver one hundred percent oxygen;
 - (C) Bag-mask resuscitators, all sizes;
 - (D) Endotracheal tubes with stylet;
 - (E) Infant and child laryngoscopes, curved and straight;
 - (F) Suction catheters; and
 - (G) Tonsil suction tip;
 - (ii) Oxygen source with concentration controls;
 - (iii) Cardiac emergency cart;
 - (iv) Temporary transvenous pacemaker;
 - (v) Electrocardiograph-cardiac monitor-defibrillator;
 - (vi) Electronic pressure monitoring;
- (vii) Mechanical ventilator-respirator appropriate for entire pediatrics spectrum including:
 - (A) Air/oxygen blenders;
 - (B) Oxygen analyzers;
 - (viii) Patient weighing devices, including infant scale;
 - (ix) Pulmonary function measuring devices;
 - (x) Temperature control devices including:
- (A) Temperature controlled heating units with/without open crib;
 - (B) Heating/cooling blankets; and

- (C) Heat lamp;
- (xi) Drugs, IV fluids and supplies, including:
- (A) Needles and catheters;
- (B) Infusion sets;
- (C) Infusion pumps;
- (D) Infusion controllers; and
- (E) IV fluid warmer;
- (xii) Intraosseous needles and catheters;
- (xiii) Spotlight;
- (xiv) Doppler ultrasound BP device;
- (xv) Suction machine;
- (xvi) Refractometer;
- (xvii) Otoscope/ophthalmoscope;
- (xviii) Thermometers;
- (xix) Pressor infuser pumps;
- (xx) Portable EEG;
- (xxi) Bedside EKG;
- (xxii) Noninvasive oximetry and capnometry;
- (xxiii) Portable transport monitor;
- (xxiv) Sets for thoracostomy, tracheostomy, spinal tap, cricothyroidotomy, and peritoneal lavage;
 - (xxv) Foley catheters;
 - (xxvi) Chest tubes:
 - (xxvii) Capability for continuous monitoring of:
 - (A) EKG, heart rate;
 - (B) Respiration;
 - (C) Temperature;
 - (D) Arterial pressure; and
 - (E) Central venous pressure;
- (xxviii) High/low alarms for heart rate, respiratory rate, and all pressures;
- (xxix) Provision for life support and cardiopulmonary monitoring; and
 - (xxx) Hard copy monitor recording capability.
- (6) A level II pediatric trauma care hospital shall designate one or more physicians, who have an established relationship to the pediatric trauma resuscitation team, to respond to pediatric airway emergencies. This requirement may be met by an emergency physician or an ICU physician.
- (7) A level II pediatric trauma care hospital shall have clinical laboratory services ((readily)) available twenty-four hours a day, including:
 - (a) Laboratory technician in-house;
 - (b) Micro-technique capability;
- (c) Standard analyses of blood, urine, and other body fluids;
 - (d) Blood typing and cross-matching;
 - (e) Coagulation studies;
- (f) Comprehensive blood bank, or through access to a community central blood bank, and adequate hospital storage facilities;
 - (g) Blood gases and pH determination;
 - (h) Serum and urine osmolality;
 - (i) Microbiology;
 - (j) Serum alcohol determination; and
 - (k) Drug screening.
- (8) A level II pediatric trauma care hospital shall have radiological services including:
- (a) Routine radiologic procedures in-house and available within five minutes;

- (b) Contrast studies including intravenous pyelograms, esophagrams, and barium enemas, on-call and available within twenty minutes;
- (c) The following services on-call and available within twenty minutes:
 - (i) Angiography of all types;
 - (ii) Sonography;
 - (iii) ((In-house)) Computerized tomography; and
 - (iv) Fluoroscopy.
- (9) A level II pediatric trauma care hospital shall have respiratory therapy with a trained therapist in-house.
- (10) A level II pediatric trauma care hospital shall have a pharmacy, with pharmacist on-call and available within twenty minutes.
- (11) A level II pediatric trauma care hospital shall have acute hemodialysis capability, or a transfer agreement.
 - (12) A level II pediatric trauma care hospital shall have:
- (a) A physician-directed burn unit which is staffed by nursing personnel trained in burn care; and is equipped to care for extensively burned patients; or
- (b) Written transfer agreement with a burn center or hospital with burn unit.
- (13) A level II pediatric trauma care hospital shall be able to manage acute head and/or spinal cord injuries, or have written transfer agreements with a facility that has such capabilities. Early transfer to an appropriate designated rehabilitation facility shall be considered.
- (14) A level II pediatric trauma care hospital shall have a ((nurse)) designated ((as)) trauma rehabilitation coordinator; and:
- (a) A physician-directed rehabilitation medicine service which is staffed by nursing personnel trained in pediatric rehabilitation care; and is equipped to care for pediatric trauma patients; or
- (b) Written agreements to transfer patients to a designated pediatric rehabilitation services when medically feasible.
- (15) A level II pediatric trauma care hospital shall have ancillary services including:
 - (a) Clergy or pastoral care;
- (b) Social work, with social workers on-call and available within thirty minutes, and with written policies and procedures including comprehensive case-finding mechanisms;
 - (c) Child protection services;
 - (d) Nutritionist services;
 - (e) Physical therapy services;
- (f) Occupational therapy and therapeutic recreation services.
- (16) A level II pediatric trauma care hospital shall have a heliport or landing zone located close enough to permit the facility to receive or transfer patients by air.

WAC 246-976-790 Designation standards for level II pediatric trauma care hospitals—Education and training programs. A level II pediatric trauma care hospital shall have:

- (1) A public education program addressing:
- (a) Injury prevention;
- (b) Standard first aid;

- (c) Problems confronting the public, medical profession, and hospitals regarding optimal care for the injured child;
- (2) A formal program of continuing education provided by the facility for staff physicians, nurses, allied health personnel, community physicians, and prehospital personnel.
- (3) Make the facility available for initial and maintenance training of invasive manipulative skills for prehospital personnel.

WAC 246-976-810 Designation standards for level III pediatric trauma care hospitals—Administration and organization. (1) For the purpose of administering trauma care, a designated level III pediatric trauma care hospital shall have a trauma service including:

- (a) Organization and direction by a general surgeon or physician expert in, and committed to, care of the injured child;
- (b) Ongoing coordination of the trauma service by a registered nurse;
- (c) A multidisciplinary trauma committee with input to hospital management, including:
 - (i) An emergency physician;
 - (ii) An ED registered nurse;
 - (iii) A trauma surgeon;
 - (iv) An anesthesiologist;
 - (v) Director of pediatric intensive care unit;
 - (vi) A pediatric intensive care registered nurse; and
 - (vii) A pediatrician;
- (d) A trauma resuscitation team to provide initial evaluation and treatment.
- (i) The team shall be organized and directed by a surgeon who is expert in and committed to care of the injured child; who assumes responsibility for coordination of overall care of the pediatric trauma patient; and who is oncall and available within ((twenty)) thirty minutes;
- (ii) All members of the team, except the surgeon, shall be in-house and available within five minutes;
 - (iii) The team shall include an emergency physician:
- (A) Responsible for activating the trauma resuscitation team, using an approved scoring system; and
- (B) Responsible for providing team leadership and care for the trauma patient until the arrival of the surgeon in the resuscitation area;
- (iv) Other members of the team shall be as specified in the hospital's application for designation.
- (e) Specific delineation of trauma surgery privileges by the medical staff.
- (2) A level III pediatric trauma care hospital shall have an ED with established standards and procedures to ensure immediate and appropriate care for pediatric trauma patients.
- (3) A level III pediatric trauma care hospital shall have a surgery department that includes an attending surgeon who is on-call and available within ((twenty)) thirty minutes; and
 - (a) Has general surgery privileges;
 - (b) Has PALS or approved equivalent training;
 - (c) Has ATLS training.
- (4) A level III pediatric trauma care hospital shall have anesthesiology, by an anesthesiologist or certified registered nurse anesthetist, who is PALS or <u>approved</u> equivalent

trained, and who is on-call and available within ((twenty)) thirty minutes.

- (5) A level III pediatric trauma care hospital shall have an approved policy to divert patients to other designated facilities, based on it's ability to manage each patient at a particular time.
- (6) A level III trauma care hospital shall have a quality assurance program in accordance with WAC 246-976-880.

AMENDATORY SECTION (Amending Order 323, filed 12/23/92, effective 1/23/93)

WAC 246-976-820 Designation standards for level III pediatric trauma care hospitals—Resources and capabilities. (1) Level III pediatric trauma care hospitals shall have an ED with:

- (a) A physician director who is:
- (i) Board certified or eligible in emergency medicine or pediatric emergency medicine; or in a specialty practicing emergency medicine as their primary practice with special competency in the care of the pediatric trauma patient;
 - (ii) ATLS trained; and
 - (iii) ACLS trained;
 - (b) Emergency physicians who are:
- (i) Qualified and experienced in caring for pediatric patients with traumatic injuries;
 - (ii) Capable of initiating resuscitation measures;
 - (iii) In-house and available within five minutes;
 - (iv) ATLS trained;
 - (v) ACLS trained;
 - (vi) PALS or approved equivalent trained; and
 - (vii) Designated members of the trauma team;
 - (c) ED registered nurses who are:
 - (i) ACLS trained;
 - (ii) ((ATLS)) Trained in a trauma life support course;
 - (iii) PALS or approved equivalent trained; and
 - (iv) In-house and available within five minutes;
- (d) A designated area for pediatric resuscitation, with equipment for resuscitation and life support for the pediatric trauma patient, including:
 - (i) Airway control and ventilation equipment including:
 - (A) Airways;
 - (B) Laryngoscopes including curved and straight;
 - (C) Endotracheal tubes of all sizes;
 - (D) Bag-valve-mask resuscitator with all mask sizes;
 - (E) Sources of oxygen;
- (F) Child and neonatal BVM resuscitation device designed to deliver one hundred percent oxygen; and
 - (G) Mechanical ventilator,
 - (ii) Suction devices, including:
 - (A) Back-up suction source;
 - (B) Suction catheters; and
 - (C) Tonsil suction tip;
 - (iii) Electrocardiograph-cardiac monitor-defibrillator;
- (iv) Standard IV fluids and administering devices, including:
 - (A) IV catheters;
 - (B) Intraosseous needles;
 - (C) Infusion sets;
- (D) Infusion pumps including micro-infusion capabilities:
 - (E) Infusion controllers;

- (F) IV fluid/blood warmer;
- (v) Sterile surgical sets for pediatric ED procedures, including:
 - (A) Thoracostomy set;
 - (B) Chest tubes;
 - (C) Tracheostomy set;
 - (D) Spinal tap set;
 - (E) Peritoneal lavage set; and
 - (F) Cricothyrotomy set;
 - (vi) Gastric lavage equipment;
- (vii) Drugs and supplies necessary for pediatric emergency care;
- (viii) X-ray capability, with technician on-call and available within twenty minutes;
- (ix) Two-way radio linked with vehicles of the EMS/TC system;
- (x) Pneumatic anti-shock garment, if included in local pediatric protocols;
 - (xi) Backboard;
 - (xii) Specialized pediatric equipment including:
 - (A) Traction splint;
 - (B) Blood pressure cuffs in infant, child sizes;
 - (C) Foley catheters;
 - (D) Rigid cervical collars;
 - (E) Doppler;
- (F) Infant scale for accurate weight measurement under twenty-five pounds;
 - (G) ((Backboard;
- (H))) Temperature controlled heating units with/without open crib;
 - (((1))) (H) Heating/cooling blankets;
 - (((J))) (I) Heat lamp;
 - (((K))) (J) Hypothermia thermometers;
 - (((L))) (K) Expanded scale electronic thermometers;
- (((M))) (<u>L</u>) Device for assuring maintenance of infant warmth during evaluation and transport; and
 - (((N))) (M) Nasogastric/feeding tubes.
- (2) A level III pediatric trauma care hospital shall have an operating suite adequately staffed with one RN who is inhouse and available to the operating suite within five minutes and the remainder of the staff on-call and available within twenty minutes. The operating suite shall be equipped with:
 - (a) Thermal control equipment for patient;
 - (b) Thermal control equipment for blood;
 - (c) X-ray capability; and
 - (d) Monitoring equipment.
- (3) A level III pediatric trauma care hospital shall have a post anesthetic recovery room with appropriate monitoring and resuscitation equipment, or a policy that pediatric patients recover in the pediatric ICU if the postanesthetic recovery room is not available.
- (4) A level III pediatric trauma care hospital shall have a pediatric intensive care service for trauma patients:
 - (a) In accordance with((÷
 - (a) A medical director;
 - (b) Nurses with:
 - (i) PALS or approved equivalent training; and
 - (ii) Completion of a trauma life support course;
- (e) Immediate access to clinical laboratory services with micro-technique capabilities;

- (d) Equipment specific to infant/pediatric trauma care, including:
 - (i) Airway control and ventilation devices;
 - (ii) Oxygen source with concentration controls;
 - (iii) Cardiac emergency cart;
 - (iv) Temporary transvenous pacemaker;
 - (v) Electrocardiograph-eardiae monitor-defibrillator;
 - (vi) Mechanical ventilator-respirators;
 - (vii) Patient-weighing devices;
 - (viii)-Pulmonary-function measuring devices;
 - (ix) Temperature control devices; and
- (x) Drugs, IV fluids, and supplies)) standards as delineated in WAC 246-976-780(5), except the medical director or co-director may be board certified or eligible in pediatric intensive care or another relevant specialty with documented experience in pediatric critical care; or
- (b) Have a written transfer agreement to a designated level I or II pediatric trauma care facility.
- (5) A level III pediatric trauma care hospital shall have clinical laboratory services available within twenty minutes, including:
- (a) Standard analyses of blood, urine, and other body fluids;
 - (b) Blood typing and cross-matching;
 - (c) Coagulation studies;
- (d) Comprehensive blood bank or access to a community central blood bank and adequate hospital storage facilities; ((and))
 - (e) Blood gases and pH determination; and
 - (f) Micro-technique.
 - (6) A level III pediatric trauma care hospital shall have:
- (a) A physician-directed burn unit staffed by nursing personnel trained in burn care, and equipped to care for the extensively burned pediatric patient; or
- (b) Written transfer agreement with a burn center or hospital with burn unit.
- (7) A level III pediatric trauma care hospital shall be able to manage acute head and/or spinal cord injuries, or have written transfer agreements with facility with such capabilities. Early transfer to an appropriate designated rehabilitation facility shall be considered.
- (8) A level III pediatric trauma care hospital shall have routine radiological capabilities available within five minutes.
- (9) A level III pediatric trauma care hospital shall have a trauma rehabilitation coordinator to facilitate the pediatric trauma patient's access to a designated pediatric rehabilitation center and:
- (a) A physician-directed rehabilitation medicine service staffed by nursing personnel trained in pediatric rehabilitation; and equipped to care for pediatric trauma patients; or
- (b) Written agreements to transfer patients to a designated pediatric rehabilitation service when medically feasible.
- (10) A level III pediatric trauma care hospital shall have ancillary services, including clergy/pastoral care, and child protection services.
- (11) A level III pediatric trauma care hospital shall have a heliport or landing zone located close enough to permit the facility to receive or transfer patients by air.

- WAC 246-976-830 Designation standards for level I trauma rehabilitation services. (1) Level I trauma rehabilitation services shall:
- (a) Treat inpatients and outpatients, regardless of level of severity or complexity, who are over fifteen years of age;
- (b) Have and retain one-year or three-year accreditation by the commission on accreditation of rehabilitation facilities (CARF) for hospital-based comprehensive inpatient rehabilitation.
- (i) Abeyance or deferral status from CARF do not qualify an applicant for designation;
- (ii) If the applicant holds one-year accreditation, its application shall include a copy of the CARF survey report and recommendations:
- (c) House patients on a designated rehabilitation nursing unit;
- (d) Provide a peer group for persons with similar disabilities:
- (e) Be directed by a physiatrist who is in-house or oncall and responsible for rehabilitation concerns on a seven day a week, twenty-four hour basis;
- (f) Have a diversion or transfer policy with protocols on an individual patient basis, based on its ability to manage that patient at that time;
- (g) In addition to the CARF consultative service requirements, have the following services in-house or on-call on a seven day a week, twenty-four hour basis:
 - (i) Anesthesia;
 - (ii) Pulmonary medicine; and
 - (iii) A radiologist;
- (h) Provide rehabilitation nursing personnel on a seven day a week, twenty-four hour basis, with:
 - (i) Management by a registered nurse;
- (ii) At least one certified rehabilitation registered nurse (CRRN) on duty each day and evening shift when trauma patients are present;
- (iii) Adequate staffing to provide a minimum of six clinical nursing care hours per patient day for trauma patients;
- (iv) The initial care plan and weekly update reviewed and approved by a CRRN; and
- (v) An orientation and training program for all levels of rehabilitation nursing personnel;
- (i) Provide the following allied health personnel and services on a seven day a week, twenty-four hour basis:
- (i) Access to pharmaceuticals, with a pharmacist in house;
 - (ii) Personnel trained in intermittent catheterization; and
 - (iii) Respiratory therapy;
- (j) Provide the following rehabilitation services with staff who are licensed, registered, or certified, and in house or on call for daily treatment when indicated in the rehabilitation plan:
 - (i) Occupational therapy;
 - (ii) Physical therapy;
 - (iii) Psychology, including:
 - (A) Neuropsychological services;
- (B) Clinical psychological services, including testing and counseling; and
 - (C) Substance abuse counseling;

- (iv) Social services;
- (v) Speech/language pathology;
- (k) Provide the following services in-house or through affiliation or consultative arrangements with staff who are licensed, registered, certified, or degreed:
 - (i) Communication augmentation;
 - (ii) Driver evaluation and training;
 - (iii) Orthotics;
 - (iv) Prosthetics;
- (v) Rehabilitation engineering for device development and adaptations;
 - (vi) Therapeutic recreation; and
 - (vii) Vocational rehabilitation;
- (l) Provide the following diagnostic services in-house or through affiliation or consultative arrangements with staff who are licensed, registered, certified, or degreed:
- (i) Diagnostic imaging, including computerized tomography, magnetic resonance imaging, nuclear medicine, and radiology;
 - (ii) Electrophysiologic testing, to include:
 - (A) Electroencephalography;
 - (B) Electromyography;
 - (C) Evoked potentials;
 - (iii) Laboratory services; and
 - (iv) Urodynamic testing;
- (m) Serve as a regional referral center for patients in their geographical area needing only level II or III rehabilitation care;
- (n) Have an outreach program regarding trauma rehabilitation care, consisting of telephone and on-site consultations with physicians and other health care professionals in the community and outlying areas;
- (o) Have a formal program of continuing trauma rehabilitation care education, both in-house and outreach, provided for nurses and allied health care professionals;
- (p) Conduct and disseminate research in rehabilitation of trauma patients.
- (2) A level I rehabilitation service shall have a quality assurance program in accordance with WAC 246-976-880.
- (3) This section shall not restrict the authority of a rehabilitation service to provide services which it has been authorized to provide by state law, except as addressed by chapter 70.168 RCW.

NEW SECTION

WAC 246-976-840 Designation standards for level II trauma rehabilitation service. (1) Level II rehabilitation services shall:

- (a) Treat inpatients and outpatients based on delineated admission criteria that are based on diagnosis and severity of impairment, who are over fifteen years of age;
- (b) Have and retain one-year or three-year accreditation by the commission on accreditation of rehabilitation facilities (CARF) for hospital-based comprehensive inpatient rehabilitation;
- (i) Abeyance or deferral status do not qualify an applicant for designation;
- (ii) If the applicant holds one-year accreditation, its application shall include a copy of the CARF survey report and recommendations:

- (c) House patients on a designated rehabilitation nursing unit:
- (d) Provide a peer group for persons with similar disabilities;
- (e) Be directed by a physiatrist who is in-house or oncall and responsible for rehabilitation concerns on a seven day week, twenty-four hour basis;
- (f) Have a diversion or transfer policy with protocols on an individual patient basis, based on the ability to manage that patient at that time;
- (g) In addition to the CARF consultative service requirements, provide the following services in-house or oncall on a seven day a week, twenty-four hour basis:
 - (i) Anesthesia;
 - (ii) Pulmonary medicine; and
 - (iii) A radiologist;
- (h) Provide rehabilitation nursing personnel on a seven day a week, twenty-four hour basis with:
 - (i) Management by a registered nurse;
- (ii) At least one certified rehabilitation registered nurse (CRRN) on duty each day when trauma patients are present;
- (iii) Adequate staffing to provide a minimum of six clinical nursing care hours per patient day for trauma patients;
- (iv) The initial care plan and weekly update reviewed and approved by a CRRN; and
- (v) An orientation and training program for all levels of rehabilitation nursing personnel;
- (i) Provide appropriate access to pharmaceuticals on a seven day a week, twenty-four hour basis, with a pharmacist on call and available within thirty minutes;
- (j) Provide the following rehabilitation services with staff who are licensed, registered, or certified, and who are in-house or on-call for daily treatment when indicated in the rehabilitation plan:
 - (i) Occupational therapy;
 - (ii) Physical therapy;
 - (iii) Psychology, including:
 - (A) Neuropsychological services;
- (B) Clinical psychological services, including testing and counseling;
 - (C) Substance abuse counseling;
 - (iv) Social services;
 - (v) Speech/language pathology;
- (k) Provide the following services in-house or through affiliation or consultative arrangements with staff who are licensed, registered, certified, or degreed:
 - (i) Communication augmentation;
 - (ii) Driver evaluation and training;
 - (iii) Orthotics;
 - (iv) Prosthetics;
- (v) Rehabilitation engineering for device development and adaptations;
 - (vi) Therapeutic recreation; and
 - (vii) Vocational rehabilitation;
- (l) Provide the following diagnostic services in-house or through affiliation or consultative arrangements with staff who are licensed, registered, certified, or degreed:
- (i) Diagnostic imaging, including computerized tomography, magnetic resonance imaging, nuclear medicine, and radiology;
 - (ii) Electrophysiologic testing, to include:

- (A) Electroencephalography;
- (B) Electromyography; and
- (C) Evoked potentials;
- (iii) Laboratory services;
- (iv) Urodynamic testing;
- (m) Have an outreach program regarding trauma rehabilitation care, consisting of telephone and on-site consultations with physicians and other health care professionals in the community and outlying areas;
- (n) Have a formal program of continuing trauma rehabilitation care education, both in-house and outreach, provided for nurses and allied health care professionals.
- (2) A level II rehabilitation service shall have a quality assurance program in accordance with WAC 246-976-880.
- (3) This section shall not restrict the authority of a rehabilitation service to provide services which it has been authorized to provide by state law, except as addressed by chapter 70.168 RCW.

WAC 246-976-850 Designation standards for level III trauma rehabilitation service. (1) Level III rehabilitation services shall:

- (a) Provide a community based program of coordinated and integrated outpatient trauma rehabilitation services, evaluation, and treatment to those persons with trauma-related functional limitations that require services available in, but not limited to, the following settings:
 - (i) Freestanding outpatient rehabilitation centers;
- (ii) Organized outpatient rehabilitation programs in acute hospital settings;
 - (iii) Day hospital programs; and
 - (iv) Other community settings;
- (b) Treat patients according to admission criteria based on diagnosis and severity;
- (c) Be directed by a physiatrist, or a physician with training and/or experience in rehabilitation, who participates in the quality assurance program;
- (d) Provide patient care under the direction of a physiatrist or a physician with appropriate training and experience in physical medicine;
- (e) Provide the following rehabilitation services by staff who are licensed, registered, or certified:
 - (i) Occupational therapy;
 - (ii) Physical therapy;
 - (iii) Social services;
 - (iv) Speech/language pathology;
- (f) Provide or assist the patient to obtain the following as appropriate to the rehabilitation plan:
 - (i) Audiology;
 - (ii) Chaplaincy;
 - (iii) Dentistry;
 - (iv) Dietetics;
 - (v) Driver evaluation and training;
 - (vi) Education;
 - (vii) Nursing;
 - (viii) Orthotics;
 - (ix) Prosthetics;
 - (x) Psychology;
- (xi) Rehabilitation engineering for device development and adaptations;

- (xii) Respiratory therapy;
- (xiii) Substance abuse counseling;
- (xiv) Therapeutic recreation;
- (xv) Vocational rehabilitation;
- (g) Have an organized trauma rehabilitation quality assurance program with:
- (i) A special audit process for rehabilitation trauma patients to identify the rehabilitation standards and indicators which monitor this program;
- (ii) A multidisciplinary team, to include the physician identified as responsible for coordination of rehabilitation trauma activities.
- (2) This section shall not restrict the authority of a rehabilitation service to provide services which it has been authorized to provide by state law, except as addressed by chapter 70.168 RCW.

WAC 246-976-860 Designation standards for level I pediatric trauma rehabilitation service. (1) Level I pediatric rehabilitation services shall:

- (a) Treat inpatients and outpatients, regardless of level of severity or complexity, who are fifteen years old or less;
- (b) Treat inpatients and outpatients older than fifteen for whom educational goals or premorbid learning or developmental disability dictates treatment in a pediatric setting;
- (c) Have and retain one-year or three-year accreditation by the commission on accreditation of rehabilitation facilities (CARF) for hospital-based comprehensive inpatient rehabilitation;
- (i) Abeyance or deferral status do not qualify an applicant for designation;
- (ii) If the applicant holds one-year accreditation, its application shall include a copy of the CARF survey report and recommendations;
- (d) House patients in a designated pediatric rehabilitation area, providing a pediatric milieu;
- (e) Provide a peer group for persons with similar disabilities;
- (f) Be directed by a physiatrist who is in-house or oncall and responsible for rehabilitation concerns on a seven day a week, twenty-four hour basis;
- (g) Have a diversion or transfer policy with protocols on an individual patient basis, based on its ability to manage that patient at that time;
- (h) In addition to the CARF consultative service requirements, have the following services in-house on a seven day a week, twenty-four hour basis:
 - (i) Anesthesia;
 - (ii) Pediatrics;
 - (iii) Pulmonary medicine;
 - (iv) A radiologist;
- (i) Provide rehabilitation nursing personnel on a seven day a week, twenty-four hour basis with:
 - (i) Management by a registered nurse;
- (ii) At least one certified rehabilitation registered nurse (CRRN) on duty each day and evening shift when trauma patients are present;
- (iii) All nursing personnel trained and/or experienced in pediatric rehabilitation;

- (iv) The initial care plan and weekly update reviewed and approved by a CRRN; and
- (v) An orientation and training program for all levels of rehabilitation nursing personnel;
- (j) Provide the following allied health personnel and services on a seven day week, twenty-four hour basis:
 - (i) Access to pharmaceuticals, with pharmacist in house;
 - (ii) Personnel trained in intermittent catheterization; and
 - (iii) Respiratory therapy;
- (k) Provide the following rehabilitation services with staff who are licensed, registered, or certified, who are trained and/or experienced in pediatric rehabilitation, and who are in-house or on-call for daily treatment when indicated in the rehabilitation plan:
 - (i) Occupational therapy;
 - (ii) Physical therapy;
 - (iii) Psychology, including:
 - (A) Neuropsychological services;
- (B) Clinical psychological services, including testing and counseling; and
 - (C) Substance abuse counseling;
 - (iv) Social services;
 - (v) Speech/language pathology;
- (l) Provide the following diagnostic services in-house or through affiliation or consultative arrangements with staff who are licensed, registered, certified, or degreed:
 - (i) Communication augmentation;
- (ii) Educational component of the program appropriate to the disability and developmental level of the child, to include educational screening, instruction, and discharge planning coordinated with the receiving school district;
 - (iii) Orthotics;
- (iv) Appropriate play space, with supervision by a pediatric therapeutic recreation specialist or child life specialist, to provide assessment and play activities;
 - (v) Prosthetics;
- (vi) Rehabilitation engineering for device development and adaptations;
 - (vii) Therapeutic recreation;
- (m) Provide the following diagnostic services in-house or through affiliation or consultative arrangements with staff who are licensed, registered, certified, or degreed:
 - (i) Electrophysiologic testing, to include:
 - (A) Electroencephalography;
 - (B) Electromyography;
 - (C) Evoked potentials;
- (ii) Diagnostic imaging, including computerized tomography, magnetic resonance imaging, nuclear medicine, and radiology;
 - (iii) Laboratory services; and
 - (iv) Urodynamic testing;
- (n) Have an outreach program regarding pediatric trauma rehabilitation care, consisting of telephone and on-site consultations with physicians and other health care professionals in the community and outlying areas;
- (o) Have a formal program of continuing pediatric trauma rehabilitation care education, both in-house and outreach, provided for nurses and allied health care professionals:
- (p) Conduct and disseminate research in rehabilitation of pediatric trauma patients.

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- (2) A level I pediatric rehabilitation service shall have a quality assurance program in accordance with WAC 246-976-880.
- (3) This section shall not restrict the authority of a pediatric rehabilitation service to provide services which it has been authorized to provide by state law, except as addressed by chapter 70.168 RCW.

WAC 246-976-990 Fees and fines. (1) ((The department shall establish and publish a fee structure for applicants for designation as trauma care facilities, to help defray the costs to the department of inspections and review of applications. Such fees shall not be assessed to health care facilities applying to provide level IV and V trauma care services.

(2))) The department shall assess individual health care facilities submitting a proposal to be designated as a level I general trauma care facility a fee, not to exceed seven thousand dollars, to help defray the costs to the department of inspections and review of applications.

(2) The department shall assess individual health care facilities submitting a proposal to be designated as a level II general trauma care facility a fee, not to exceed six thousand dollars, to help defray the costs to the department of inspections and review of applications.

(3) The department shall assess individual health care facilities submitting a proposal to be designated as a level III general trauma care facility a fee, not to exceed one thousand nine hundred fifty dollars, to help defray the costs to the department of inspections and review of applications.

(4) The department shall assess individual health care facilities submitting a proposal to be designated as a level I pediatric trauma care facility a fee, not to exceed nine thousand two hundred dollars, to help defray the costs to the department of inspections and review of applications.

(5) The department shall assess individual health care facilities submitting a proposal to be designated as a level II pediatric trauma care facility a fee, not to exceed eight thousand dollars, to help defray the costs to the department of inspections and review of applications.

(6) The department shall assess individual health care facilities submitting a proposal to be designated as a level III pediatric trauma care facility a fee, not to exceed two thousand dollars, to help defray the costs to the department of inspections and review of applications.

(7) The department shall assess health care facilities submitting a joint proposal to be jointly designated as a level I general or pediatric trauma care facility a fee, of at least seven thousand dollars, and based upon a determined hourly rate and per diem expense per inspection team member, not to exceed fourteen thousand five hundred dollars to help defray the costs to the department of inspections and review of applications.

(8) The department shall assess health care facilities submitting a joint proposal to be jointly designated as a level II general or pediatric trauma care facility a fee, of at least six thousand dollars, and based upon a determined hourly rate and per diem expense per inspection team member, not to exceed twelve thousand five hundred dollars to help

defray the costs to the department of inspections and review of applications.

- (9) The department shall assess health care facilities submitting a joint proposal to be jointly designated as a level III general or pediatric trauma care facility a fee, of at least one thousand nine hundred fifty dollars, and based upon a determined hourly rate and per diem expense per inspection team member, not to exceed three thousand one hundred dollars to help defray the costs to the department of inspections and review of applications.
- (10) The department shall assess health care facilities submitting a proposal to be designated at multiple levels to provide adult and pediatric care a fee, not to exceed nine thousand two hundred dollars to help defray the costs to the department of inspections and review of applications.
- (11) The department shall not assess such fees to health care facilities applying to provide level IV and V trauma care services.
- (12) The department may assess fines for ambulance or aid services failing to license within the specified periods. Delinquent fines shall be one hundred dollars for a service and twenty-five dollars per vehicle, and shall not exceed five hundred dollars.

WSR 93-20-066 PERMANENT RULES STATE BOARD OF EDUCATION

[Filed October 1, 1993, 11:16 a.m.]

Date of Adoption: September 24, 1993.

Purpose: To bring WAC 180-33-042 into compliance with the legislative directive to adopt amendments to the regulations concerning new and new-in-lieu of modernization funding for school construction projects.

Citation of Existing Rules Affected by this Order: Amending WAC 180-33-042.

Statutory Authority for Adoption: RCW 28A.525.020. Other Authority: Section 708(5), chapter 22, Laws of 1993 1st sp.s.

Pursuant to notice filed as WSR 93-17-078 on August 17, 1993.

Effective Date of Rule: Thirty-one days after filing.

September 28, 1993

Dr. Monica Schmidt

Executive Director

AMENDATORY SECTION (Amending Order 8-85, filed 4/17/85)

WAC 180-33-042 Replacement option. A district with space eligible for modernization pursuant to WAC 180-33-015 and 180-33-025 may elect to replace such space through new construction in lieu of modernization. In such case, the district shall apply for a new school facility in accordance with applicable rules and regulations pertaining to new school plant facilities and the local board shall certify that after the new construction is finally completed:

- (1) The existing building or space to be replaced will not be used for district instructional purposes; and
- (2) The existing building or space will be ineligible for any future state financial assistance.

Further, if the existing building or space is subsequently returned by the district to instructional purposes in whole or in part, the district shall become ineligible for any state construction financial assistance for a period of ten years from the date that the executive director or the chief executive officer of the state board notifies the board during the course of an open public meeting or sends written notice to members of the board of the return of the building in whole or in part to instructional purposes. Except as otherwise provided in WAC 180-33-043, districts exercising this election shall be limited in state assistance to the provision of WAC 180-33-040. In the event the district elects to replace a facility and construct a new facility with more space than the facility being replaced, the additional space, in order to be eligible for state assistance shall meet the eligibility requirements for new construction or the new construction component requirement of WAC 180-33-015 (1)(c): Provided, That no new construction in lieu of modernization project may qualify for additional state assistance pursuant to WAC 180-27-115 unless the facility being replaced would have qualified pursuant to such section for additional state assistance as a modernization project.

WSR 93-20-067 PERMANENT RULES STATE BOARD OF EDUCATION

[Filed October 1, 1993, 11:19 a.m.]

Date of Adoption: September 24, 1993.

Purpose: To define those situations and procedures that would provide additional state financial assistance to school construction/modernization projects over and above the current statutory match rate.

Citation of Existing Rules Affected by this Order: Amending WAC 180-27-115.

Statutory Authority for Adoption: RCW 28A.525.020. Other Authority: RCW 28A.525.166(4).

Pursuant to notice filed as WSR 93-17-079 on August 17, 1993.

Effective Date of Rule: Thirty-one days after filing.

September 28, 1993 Dr. Monica Schmidt Executive Director

AMENDATORY SECTION (Amending WSR 91-12-059, filed 6/5/91, effective 7/6/91)

WAC 180-27-115 Support level—Additional assistance. State assistance in addition to the amount determined pursuant to WAC 180-27-020 and 180-27-055 may be allowed for the purposes and in accordance with the requirements set forth in this section: *Provided*, That in no case shall the state assistance exceed one hundred percent of the amount calculated for matching purposes: ((*Provided further*, That for projects that would qualify for additional state assistance under subsections (1) through (8) of this section, for which the local match was secured or for which the local match special bond or levy election was filed with the county auditor prior to January 27, 1989, shall receive additional state assistance at ninety percent of the approved square foot cost allowance.)) In each of the following

exceptions, either at the time the project is approved pursuant to WAC 180-25-040 or at any time prior to receiving secured funding status pursuant to WAC 180-29-107, written school district application for additional assistance and state board of education approval is required:

(1) A school facility subject to abatement and an order to vacate.

A school district required to replace a school facility determined to be hazardous to the safety and health of school children and staff—as evidenced by reports of architects or engineers licensed to practice in the state of Washington, the health agency having jurisdiction, and/or the fire marshal and building official having jurisdiction—shall be eligible for additional assistance if the voters of the school district authorize the issuance of bonds and/or the levying of excess taxes to meet the statutory limits. If the state board of education determines that the voters of the school district have authorized the issuance of bonds to its legal limit, the board shall provide state financial assistance for the remaining cost of the building to a level not exceeding the area cost allowance set forth in WAC 180-27-060((-

(2) Loss of building by fire.

A school district which has lost a school facility by fire shall be eligible for additional state assistance consideration if the district first applies toward the project all insurance payments received for the loss of the structure and the voters of the school district authorize the issuance of bonds and/or the levying of excess taxes to meet the statutory limits. If the state board of education determines that the district is deficient in capital moneys and cannot legally bond for the moneys needed to replace the number of square feet for which it is eligible, the state board of education shall provide state financial assistance for the remaining cost of the project to a level not exceeding the area cost allowance set forth in WAC 180-27-060.

(3) Facilities for handicapped children.

A school district which admits handicapped children from without the district shall be eligible for additional state assistance in construction of school facilities: Provided, That (a) handicapped children who spend less than one hundred minutes per school day in a facility designated by the school district board of directors as special purpose space shall not be counted, and (b) the additional allocation shall be seventy-five percent of the approved square foot cost allowance for out-of-district handicapped students.

(4) Vocational-technical facilities.

A school district which has a vocational technical institute shall be eligible for additional state assistance in construction of vocational technical institute facilities: Provided, That the additional assistance in excess of the amount allocable under the statutory formula shall be seventy-five percent of the total approved project cost determined to be eligible for state matching purposes.

- (5))): Provided, That at any time thereafter when the state board of education finds that the capital financial position of such district has improved, the amount of the additional allocation provided pursuant to this subsection shall be recovered by deducting an amount equal to all or a portion of such additional allocation from any future state school facility construction funds which might otherwise be provided to such district.
 - (2) Interdistrict cooperative centers.

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In the financing of interdistrict cooperative projects as set forth in chapter 180-31 WAC, the state board of education shall allocate at seventy-five percent of the total approved project cost determined eligible for state matching purposes if the planned school facility meets the following criteria:

- (a) Provides educational opportunities, including vocational skills programs, not otherwise provided; or
- (b) Avoids unnecessary duplication of specialized or unusually expensive educational programs or facilities((; or
- (c) Improves racial balance within and among participating districts)).

(((6))) (3) School housing emergency.

A school district found by the state board of education to have a school housing emergency requiring an allocation of state moneys in excess of the amount allocable under the statutory formula may be considered for an additional allocation of moneys: *Provided*, That the school district must have authorized the issuance of bonds to its legal capacity to meet the statutory and state board of education fiscal requirements for state assistance in providing school facilities.

The total amount of state moneys allocated shall be the total approved project cost determined eligible for state matching purposes multiplied by the districts' regular match rate as calculated pursuant to RCW 28A.525.166 plus twenty percent and not to exceed ninety percent in total: *Provided further*, That at any time thereafter when the state board of education finds that the <u>capital</u> financial position of such district has improved, the amount of ((such)) the additional allocation provided pursuant to this subsection shall be ((deducted, under conditions prescribed by the state board of education)) recovered by deducting an amount equal to all or a portion of such additional allocation from any future state school facility construction funds which might otherwise be provided to such district.

(((7))) (4) Improved school district organization.

If two or more school districts reorganize into a single school district and the construction of new school facilities results in the elimination of a small high school with a full-time equivalent enrollment in grades 9-12 of less than four hundred students and/or an elementary school with a full-time equivalent enrollment of less than one hundred students, the state board of education shall match the total approved cost of the project at seventy-five percent.

(((8))) (5) Racial imbalance.

Any school district that contains a school facility which is racially imbalanced as defined in WAC 180-26-025 ((or which contains a school facility that would have been racially imbalanced as defined in WAC 180-26-025 but for a transportation program designed to eliminate racial imbalance)) shall receive ((seventy five percent)) state assistance under this subsection in the amount of an additional ten percentage points above the matching percentage as calculated pursuant to RCW 28A.525.116 (b) and (c) which will not exceed a total of ninety percent of the total approved cost of construction ((if the building project meets one of the following standards)): Provided, school construction projects for racial balance that meet the following conditions shall be provided state assistance at seventy-five percent of the approved square foot cost allowance under the

- provisions of this subsection as they existed prior to the amendment of this subsection in 1993:
- (a) <u>Voter approved local matching funds were authorized before December 31, 1992;</u>
- (b) The superintendent of public instruction approved a comprehensive desegregation plan with specific construction and modernization projects under additional state assistance criterion in effect at that time, which will be identified on or before September 15, 1993; and
- (c) The superintendent of public instruction confirms at the time of project approval pursuant to WAC 180-25-040 the continued existence of racial balance needs.

In the case of a school district which contains a racially imbalanced school facility the district must demonstrate that, as a result of new construction or modernization, the particular school facility will no longer be racially imbalanced, that the combined minority enrollment in the particular school facility will be reduced by more than ten percentage points, and that the above stated results will be obtained as a direct result of increased enrollment of nonminority students in the particular school facility: Provided, That the particular school facility shall remain racially balanced for a period of at least five years after the date of actual building occupancy: Provided further, That if the state board of education finds that the school facility does not remain racially balanced for five years then the amount of additional state assistance provided pursuant to this subsection shall be recovered by deducting an amount equal to all of the additional allocation from any future state school facility construction funds which might otherwise be provided to such district.

(((b) In the case of a school district which contains a school facility that would have been racially imbalanced but for a transportation program designed to eliminate racial imbalance, the district must demonstrate that, as a result of new construction or modernization, the district will continue to contain no school plant facility which is racially imbalanced and that the expense of transportation within the district for a stated period of years will be significantly less than without the new construction or modernization. For the purpose of demonstrating eligibility of a particular school plant-facility-pursuant to this subsection, a district shall demonstrate that a particular school plant facility would have been racially imbalanced but for a transportation program by producing demographic data that demonstrate what the racial balance for its population would have been within the proximity attendance area of the particular school plant facility. For the purpose of demonstrating that the expense of transportation within the district for a stated period of time will be significantly less pursuant to this subsection, a district shall demonstrate savings in to and from transportation costs, as the term "to and from" transportation is defined in WAC 392-141-120, by comparing expenses for such transportation for the school year immediately preceding the school-year in which approval by the state board of education pursuant to this subsection with the amount that would have been expended for such transportation for the previous school year if the new construction or modernization was in place. In the alternative, the district shall demonstrate savings in to and from transportation by comparing such previous year's expenditures with the amount that would have been expended for such transportation if the particular

school plant facility was closed. In either case, in order to demonstrate the amount of savings necessary to qualify for additional state assistance pursuant to this subsection, the district must demonstrate savings in to and from transportation for the school year of comparison equal to or exceeding five percent of the additional state assistance resulting from application of this subsection to modernization of such school plant facility or equal to or exceeding two and one-half percent of the additional state assistance resulting from application of this subsection to new construction, including new construction authorized pursuant to the replacement option of WAC 180 33-042.

When an improvement in racial balance within a school district pursuant to this section involves construction or modernization of one or more school facilities, all such school facilities shall be included in the application.)) (6) Any project that has received approval for additional state assistance under provisions of this section as they existed prior to the amendment of this section in 1993 shall retain authorization for additional assistance under the provisions in effect at the time of such approval.

WSR 93-20-068 PERMANENT RULES STATE BOARD OF EDUCATION

[Filed October 1, 1993, 11:21 a.m.]

Date of Adoption: September 24, 1993.

Purpose: To repeal the sunset provision in chapter 180-87 WAC, Professional certification—Acts of unprofessional conduct, in order to continue to administer the chapter.

Citation of Existing Rules Affected by this Order: Repealing WAC 180-87-001.

Statutory Authority for Adoption: RCW 28A.410.010. Pursuant to notice filed as WSR 93-17-077 on August 7, 1993.

Effective Date of Rule: Thirty-one days after filing.

September 30, 1993

Dr. Monica Schmidt

Executive Director/Secretary

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 180-87-001 Sunset provision.

WSR 93-20-070 PERMANENT RULES DEPARTMENT OF WILDLIFE

[Filed October 1, 1993, 2:35 p.m., effective October 2, 1993]

Date of Adoption: October 1, 1993.

Purpose: To amend Game management unit (GMUs)—Special game areas—Boundary descriptions.

Citation of Existing Rules Affected by this Order: Amending WAC 232-28-022.

Statutory Authority for Adoption: RCW 77.12.040. Pursuant to notice filed as WSR 93-17-112 on August 18, 1993.

Other Findings Required by Other Provisions of Law as Precondition to Adoption or Effectiveness of Rule: Amendment to regulation should be adopted with a special finding to become effective October 2, 1993. An effective date earlier than thirty-one days after filing is necessary to correct an oversight in the regulation. The hunting season is scheduled to open before the normal effective date, so to avoid confusion, this special finding needs to be effective before the opening date.

Effective Date of Rule: October 2, 1993.

October 1, 1993
Dean A. Lydig
Chair, Wildlife Commission

AMENDATORY SECTION (Amending Order 610, filed 6/15/93, effective 7/16/93)

WAC 232-28-022 Game management units (GMUs)—Special game areas—Boundary descriptions.

REGION ONE

GMU 100-Curlew (Ferry and Okanogan counties): Beginning at Republic; then south along Highway 21 to the northern boundary of the Colville Indian Reservation; then east along the Reservation boundary to the Stall Creek Road, USFS #310; then north on #310 to USFS Road #250; then north to the Kettle Crest Trail #13; then north on Trail #13 to the Deer Creek-Boulder Creek Road; then west on the Deer Creek-Boulder Creek Road to the Kettle River at Curlew; then north along the Kettle River to the Canadian Border near Danville; then west along the border to the Kettle river near the Ferry Customs Office; then south along the Kettle River to the mouth of Toroda Creek and the Toroda Creek Road; then southwest along the Toroda Creek Road to Wauconda and Highway 20; then southeast on Highway 20 to Republic to the point of beginning. (See Colville National Forest map)

GMU 103-Boulder (Ferry County): Beginning at Lake Roosevelt at the mouth of the Kettle River; then south along Lake Roosevelt to the north boundary of the Colville Indian Reservation; then west along the Reservation boundary to the Stall Creek Road, USFS Road #310; then north on #310 to USFS Road #250; then north on #250 to the Kettle Crest Trail #13; then north on Trail #13 to the Deer Creek Boulder Creek Road; then west on the Deer Creek-Boulder Creek Road to the Kettle River at Curlew; then north along the Kettle River to the Canadian Border near Danville; then east along the border to the Kettle River near Laurier then south along the Kettle River to its mouth to the point of beginning. (See Colville National Forest map)

GMU 105-Kelly Hill (Stevens County): Beginning at the Kettle River on the Canadian border near Laurier; then south along the Kettle River to its mouth at Lake Roosevelt; then northeast along Lake Roosevelt to the Canadian border; then west along the border to the Kettle River near Laurier to the point of beginning. (See Washington Atlas and Gazetteer)

GMU 108-Douglas (Stevens County): Beginning at the bridge over Lake Roosevelt near Northport; then southwest along Lake Roosevelt to the bridge over Lake Roosevelt near Kettle Falls (Highway 395); then south east on Highway 395 into Colville and Highway 20; then east on Highway 20 the

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edge of town and the Colville-Aladdin-Northport Road; then north and west on the Colville-Aladdin-Northport Road to the town of Northport and Highway 25; then through town to the Lake Roosevelt bridge to the point of beginning. (See Washington Atlas & Gazetteer)

GMU 111-Aladdin (Stevens and Pend Oreille counties): Beginning at Lake Roosevelt at the Canadian Border; then south along Lake Roosevelt to the bridge over the lake near Northport (Highway 25); then into Northport on Highway 25 to the Colville-Aladdin-Northport Road; then east and south along the Colville-Aladdin-Northport Road to Highway 20 near Colville; then east on Highway 20 to the Pend Oreille River near Tiger; then north along the Pend Oreille river to the Canadian border; then west along the border to Lake Roosevelt to the point of beginning. (See Washington Atlas & Gazetteer)

GMU 113-Selkirk (Pend Oreille County): Beginning on the Pend Oreille River at the Canadian border; then south along the Pend Oreille River to the Idaho border near Newport; then north along the Idaho-Washington border to the Canadian border; then west along the Canadian border to the Pend Oreille River to the point of beginning. (See Washington Atlas & Gazetteer or Colville National Forest map)

GMU 118-Chewelah (Stevens and Pend Oreille counties): Beginning at Colville; then east on Highway 20 to the Pend Oreille River near Tiger; then south along the Pend Oreille River to the bridge over the river at Usk; then west on the McKenzie Road to the West Side Calispell Road and the Flowery Trail Road; then west on the Flowery Trail Road to Chewelah and Highway 395; then north on Highway 395 to Colville to the point of beginning. (See Washington Atlas & Gazetteer)

GMU 119-Boyer (Stevens and Pend Oreille counties): Beginning on the Pend Oreille River at the bridge near Usk; then west on the McKenzie Road to the Westside Calispell Road and the Flowery Trail Road; then west on the Flowery Trail Road to Chewelah and Highway 395; then south on Highway 395 to Highway 231; then south on Highway 231 to Springdale; then east on Highway 292 to Highway 395 at Loon Lake; then south on Highway 395 to Deer Park; then east on the Deer Park-Milan Road to Highway 2, then northeast on Highway 2 to the Idaho border at Newport; then north along the Idaho border to the Pend Oreille River; then north along the Pend Oreille River to the bridge at Usk and point of beginning. (See Washington Atlas & Gazetteer)

GMU 121-Huckleberry (Stevens County): Beginning at the bridge over Lake Roosevelt near Kettle Falls; then south on Highway 395 to Highway 231; then south on Highway 231 to the northeast corner of the Spokane Indian Reservation; then west along the north boundary of the Reservation to Lake Roosevelt; then north along Lake Roosevelt to the Highway 395 bridge near Kettle Falls to the point of beginning. (See Washington Atlas & Gazetteer)

GMU 124-Mount Spokane (Spokane, Stevens and Pend Oreille counties): Beginning at the Idaho-Washington border at Newport; then south on Highway 2 to the Deer Park-Milan Road; then west on the Deer Park-Milan Road to Deer Park and Highway 395; then north on Highway 395 to

Highway 292 at Loon Lake; then west on Highway 292 to Springdale and Highway 231; then south on Highway 231 to the northeast boundary of the Spokane Indian Reservation; then south along the east boundary of the Indian Reservation (Chamokane Creek) to the Spokane River; then east along the Spokane River to the Washington-Idaho border; then north along the border to Newport and point of beginning. (See Washington Atlas & Gazetteer)

GMU 127-Mica Peak (Spokane County): Beginning at Spokane; then south along State Highway 195 to the Spokane-Whitman County line; then east along Spokane-Whitman County line to the Washington-Idaho line; then north along the Washington-Idaho line to the Spokane River; then west along the Spokane River to the point of beginning. (See Washington Atlas & Gazetteer)

GMU 130-Cheney (Spokane and Lincoln counties): Beginning at Spokane; then south along State Highway 195 to the Spokane-Whitman County line; then west along the north boundary of Whitman and Adams counties to U.S. Highway No. 395; then northeast along U.S. Highway 395 to Sprague; then north along State Highway No. 231 to its junction with U.S. Highway No. 2; then east along U.S. Highway No. 2 to Reardan; then north along state Highway No. 231 to the Spokane River; then up the Spokane River to Spokane to the point of beginning. (See Washington Atlas & Gazetteer)

GMU 133-Roosevelt (Lincoln County): Beginning at Reardan; then north along State Highway 231 to the Spokane River; then west along the Spokane River to Lake Roosevelt; then west along Lake Roosevelt to Coulee Dam; then southeast on State Highway 174 to Wilbur and U.S. Highway 2; then east along Highway 2 to Reardan and the point of beginning. (See Washington Atlas & Gazetteer)

GMU 136-Harrington (Lincoln County): Beginning at the town of Grand Coulee; then southeast along State Highway No. 174 to its junction with U.S. Highway No. 2 at Wilbur; then east along U.S. Highway No. 2 to its junction with U.S. Highway No. 231 three miles west of Reardan; then south along Highway No. 231 to its junction with U.S. Highway No. 395; then southwest along U.S. Highway No. 395 to the Adams County line at Sprague Lake; then west along the Adams-Lincoln County line to the Grant County line; then north along the Grant-Lincoln County line to Grand Coulee and the point of beginning. (See Washington Atlas & Gazetteer)

GMU 139-Steptoe (Whitman County): Beginning at Colfax; then west along State Highway 127 to Dusty and continuing west along State Highway No. 26 through LaCrosse to the west Whitman County line (Palouse River); then north along the west Whitman County line, east along the north Whitman County line and south along the east Whitman County line to the Moscow-Pullman Highway; then west along the Moscow-Pullman-Colfax Highway to Colfax and the point of beginning. (See Washington Atlas & Gazetteer)

GMU 142-Almota (Whitman County): Beginning at Clarkston; then down the Snake River to the mouth of the Palouse River; then up the Palouse River to the Washtucna-LaCrosse Highway (State Highway No. 26); then east along

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the highway through LaCrosse to State Highway 127 to Dusty; then continuing east along State Highway 127 to Colfax; then southeast along the Colfax-Pullman-Moscow Highway to the Washington-Idaho line; then south along the state line to Clarkston and the point of beginning. (See Washington Atlas & Gazetteer)

GMU 145-Mayview (Garfield and Asotin counties): Beginning at the mouth of Alpowa Creek and its junction with U.S. Highway No. 12; then west along U.S. Highway No. 12 to its junction with State Highway 127 (Central Ferry Highway); then north along the Highway to the Snake River; then east up the Snake River to the mouth of Alpowa Creek and the point of beginning. (See Washington Atlas & Gazetteer)

GMU 148-Starbuck (Walla Walla, Columbia, and Garfield counties): Beginning at Central Ferry; then south along State Highway No. 127 to Dodge Junction; then southwest along U.S. Highway No. 12 to the town of Waitsburg and the Touchet River; then west along the river to its junction with the Ayer Road at Harsha; then north along the Ayer Road to the Snake River at Ayer; then east along the Snake River to Central Ferry and the point of beginning. (See Washington Atlas & Gazetteer)

GMU 151-Eureka (Walla Walla County): Beginning at the Washington-Oregon State line on the Columbia River (near Wallula Junction); then north up the Columbia River to the Snake River; then northeast up the Snake River to Ayer; then south along the Ayer Road to State Highway No. 124 and the Touchet River at Harsha; then east up the river to Waitsburg and U.S. Highway 12; then southwest along Highway 12 to Walla Walla and State Highway No. 125; then south along State Highway No. 125 to the Washington-Oregon State line; then west along the state line to the Columbia River and the point of beginning. (See Washington Atlas & Gazetteer)

GMU 154-Blue Creek (Walla Walla and Columbia counties): Beginning at the Washington-Oregon State line on State Highway No. 125 (south of Walla Walla); then north along State Highway No. 125 to U.S. Highway No. 12; then northeast along Highway 12 to the Payne Hollow Road at Long Station; then south along the Payne Hollow-Jasper Mountain-Mt. Pleasant Road to the Lewis Peak Road; then south along the Lewis Peak Road to its termination at the Mill Creek Watershed Intake Trail; then southwest along the trail to the Washington-Oregon State line; then west along the state line to State Highway No. 125 and the point of beginning. (See Washington Atlas & Gazetteer)

GMU 157-Watershed, Mill Creek Watershed area (Walla Walla, Columbia counties): Starting at the Mill Creek Watershed Intake Trail (No. 3211) on the Washington-Oregon State line; then northeast along the Intake Trail to the Skyline Drive Road (No. 64); then south along the road to the Washington-Oregon State line; then due west to the point of beginning. (See Umatilla Forest map)

GMU 160-Touchet (Walla Walla, and Columbia counties): Beginning at Dayton; then south along the North Touchet River Road to its junction with the Skyline Drive Road at Manila Springs; then southwest along the Skyline Road to its junction with the Mill Creek Watershed Intake

Trail (No. 3211); then west along the Intake Trail to the Lewis Peak Road; then north along the Lewis Peak-Mt. Pleasant-Jasper Mountain-Payne Hollow Road to U.S. Highway 12 at Long Station: then north along said highway to Dayton and the point of beginning. (See Washington Atlas & Gazetteer and Umatilla National Forest map)

GMU 161-Eckler (Columbia County): Beginning at Dayton; then east along the Patit Creek Road to its junction with the Hartsock-Maloney Mountain Road; then south and west along the Maloney Mountain Road (No. 4625) to the Skyline Drive Road (No. 46); then south along the Skyline Drive Road to its junction with the North Touchet River Road at Manila Springs; then north along the North Touchet River Road to Dayton and the point of beginning. (See Washington Atlas & Gazetteer and Umatilla National Forest map)

GMU 163-Marengo (Columbia, and Garfield counties): Beginning at Dayton; then east along the Main Patit Road to its junction with the Hartsock-Maloney Mountain Road; then north down the Hartsock Grade Road to the Tucannon Road; then south along the Tucannon Road to the Blind Grade Road; then east up the Blind Grade Road to the Linville Gulch Road; then north down the Linville Gulch Road to U.S. Highway No. 12; then west and south along Highway 12 to Dayton and the point of beginning. (See Washington Atlas & Gazetteer)

GMU 166-Tucannon (Columbia, and Garfield counties): Beginning on the Tucannon River Road at its junction with the Hartsock Grade Road; then south up the Hartsock Grade Road to its junction with the Maloney Mountain Road; then southwest along the Maloney Mountain Road (No. 4625) to the Skyline Drive Road (No. 46); then south along the Skyline Drive Road to its junction with the Teepee Road (No. 4608); then east along the Teepee Road to Teepee Camp; then east along the Teepee Oregon Butte-Bullfrog Springs Diamond Peak Trail to Diamond Peak; then east along the Diamond Peak Road (No. 4030) to the Mountain Road (No. 40); then north along the Mountain Road to its junction with the elk drift fence at the Forest Boundary; then north and west along the fence to the Tucannon Road; then north along the Tucannon Road to the Hartsock Grade Road and the point of beginning. (See Washington Atlas & Gazetteer and Umatilla National Forest map)

GMU 169-Wenaha (Columbia, Garfield and Asotin counties): Beginning on the Skyline Drive Road at the Washington-Oregon State line; then north along the road to Godman Springs and the Teepee Road (No. 4608); then east along the Teepee Road to Teepee Camp; then east along the Teepee Oregon Butte-Bullfrog Springs Diamond Peak Trail to Diamond Peak; then east on the Diamond Peak Road (No. 4030) to the Mountain Road (No. 40); then south along the Mountain Road to the South Boundary Road (No. 4039); then west along the road to the Three Forks Trail (No. 3133); then west down said trail to Crooked Creek; then south on Crooked Creek to the Washington-Oregon State line; then due west along the line to Skyline Road and the point of beginning. (See Umatilla National Forest map)

GMU 172-Mountview (Garfield and Asotin counties): Beginning at the junction of State Highway 129 and Mill

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Road at Anatone; then southwest on the Mill Road & Bennett Ridge Road-West Mountain Road (No. 1290) to the Big Butte-Mt. Misery Road (No. 4304); then west along the road to the Mountain Road (No. 40); then south on the road to the South Boundary Road (No. 4039); west along the South Boundary Road to the Three Forks Trail (No. 3133); then down said trail to Crooked Creek; then down the creek to the Washington-Oregon State line; then east along the line to State Highway No. 129; then north on Highway 129 to Anatone and the point of beginning. (See Washington Atlas & Gazetteer and Umatilla National Forest map)

GMU 175-Lick Creek (Garfield and Asotin counties): Beginning at the junction of the Mountain Road (No. 40) and National Forest Boundary (south of Pomeroy); then south along the Mountain Road to its junction with the Wenatchee Guard Station-Anatone Road; then east along the road to the National Forest Boundary at Big Butte; then northwest along the boundary fence to the Cloverland-Wenatchee Guard Station Road; then northeast along the Cloverland Road to the Campbell Grade Road; then down the Campbell Grade Road to the South Fork Asotin Creek Road; then down South Fork Asotin Creek Road to Asotin Creek; then down Asotin Creek to Charley Creek; then up Charley Creek to the elk drift fence; then west along the elk fence to its junction with the Mountain Road (No. 40) and the point of beginning. (See Umatilla National Forest map)

GMU 178-Peola (Garfield and Asotin counties): Beginning on the Snake River at the mouth of Asotin Creek; then up Asotin Creek to Charley Creek; then up Charley Creek to the elk drift fence; then northwest along the fence to the Tucannon Road; then down the Tucannon Road to the Blind Grade Road; then up Blind Grade to the Linville Gulch Road; then down the Linville Gulch Road to U.S. Highway No. 12; then east along Highway 12 to the mouth of Alpowa Creek on the Snake River; then up the Snake River to the mouth of Asotin Creek and the point of beginning. (See Washington Atlas & Gazetteer)

GMU 181-Couse (Asotin County): Beginning at the mouth of Asotin Creek on the Snake River; then south along the Snake River to the Grande Ronde River; then west up the Grande Ronde River to State Highway No. 129; then northeast along Highway 129 to Anatone; then west and south along the Mill Road-Bennett Ridge Road-West Mountain Road to the National Forest Boundary at Big Butte (Road No. 4304); then northwest along the Forest Boundary fence to the Cloverland Road; then northeast on that road to the Campbell Grade Road; then down that road to the South Fork Asotin Creek Road; then down that road to Asotin Creek; then down Asotin Creek to the Snake River and the point of beginning. (See Washington Atlas & Gazetteer)

GMU 184-Joseph (Asotin County): Beginning at the mouth of the Grande Ronde River; then west along the river to the mouth of Joseph Creek; then south up Joseph Creek to the first Joseph Creek bridge and the Joseph Creek Road; then south up said road to the Washington-Oregon state line; then east along the line to the Snake River; then north down the Snake River to the Grande Ronde River and the point of beginning. (See Washington Atlas & Gazetteer)

GMU 185-Black Butte (Asotin County): Beginning at State Highway No. 129 on the Washington-Oregon State line; then north along Highway 129 to the Grande Ronde River; then east down the river to the mouth of Joseph Creek; then south up Joseph Creek to the first Joseph Creek bridge and the Joseph Creek Road; then south up said road to the Washington-Oregon state line; then west along the line to State Highway No. 129 and the point of beginning. (See Washington Atlas & Gazetteer)

REGION TWO

GMU 200-Tunk (Okanogan and Ferry counties): Beginning at Tonasket, then south along the Okanogan River to the north boundary of the Colville Indian Reservation, then east along the Reservation boundary to State Route 21 south of Republic, then north along State Route 21 to Republic and State Route 20, then west along State Route 20 to Tonasket to the point of beginning. (See Okanogan National Forest Travel Plan)

GMU 203-Pasayten (Okanogan and Whatcom counties): Beginning at the eastern boundary of the Pasayten Wilderness and its junction with the Canadian border, then south along the wilderness boundary to Trail #341, then west along Trail #341 to the Iron Gate Road and Trail #343, then west along Trail #343 to its junction with the Pasayten Wilderness boundary, then west along the wilderness boundary to the Hidden Lakes Trail (#477) then west along Hidden Lakes Trail to Drake Creek, then southwest down Drake Creek and the Lost River to the Pasayten Wilderness boundary and the Robinson Creek Trail #478, then north up the Robinson Creek Trail to the junction of the Ferguson Lake Trail, then west to Silver Lake, then west to the West Fork Trail crossing of the West Fork of the Pasayten River, then west to Oregon Basin and the Pasayten Wilderness boundary, then west and north along the boundary to the Canadian border. then east along the border to the point of beginning. (See Okanogan National Forest Travel Plan)

GMU 206-Bonaparte (Okanogan and Ferry counties): Beginning at the town of Tonasket, then north along the Okanogan River and the east shore of Osoyoos Lake to the Canadian border, then east along the Canadian border to the Kettle River near the Ferry Customs office, then south along the Kettle River to the mouth of Toroda Creek, then southwest along Toroda Creek to Toroda Creek Road (#502 and #9495), then southwest along Toroda Creek Road to its junction with State Route 20 at Wauconda, then west along State Route 20 to Tonasket and the point of beginning. (See Okanogan National Forest Travel Plan)

GMU 209-Wannacut (Okanogan County): Beginning at the Canadian border on Lake Osoyoos, then south along the west shore of Lake Osoyoos and the Okanogan River to the bridge at Tonasket, then south on County Road #7 (#9437) to the North Pine Creek-Aeneas Lake Road (#9400) junction, then southwest on that road to the Horse Springs Coulee Road (#4371) junction, then northwest on that road to the Loomis-Nighthawk Highway (#9425) junction near Spectacle Lake, then west on Loomis-Nighthawk Highway (#9425) past Palmer Lake to the Canadian border station near Nighthawk,

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then east on the U.S.-Canada boundary to Lake Osoyoos and the point of beginning. (See Okanogan National Forest Travel Plan)

GMU 215-Sinlahekin (Okanogan County): Beginning at the Canadian border station near Nighthawk, then south through Nighthawk and past Palmer Lake on the Nighthawk-Loomis Highway (#9425) to Loomis, then east on the Loomis-Tonasket Highway (#9425) to the Horse Springs Coulee Road (#4371) junction near Spectacle Lake, then south on that road to the North Pine Creek-Aeneas Lake Road (#9400), then east on that road to the Okanogan River, then south along the Okanogan River to the town of Riverside, then north on U.S. Highway 97 to its junction with the South Pine Creek Road (#9410), then west on South Pine Creek Road to its junction with the Conconully-Loomis Road (#4015), then south on Road #4015 to Concornully, then north on the North Fork Salmon Creek Road (#2361, Road 38 and 2820) over Lone Frank Pass to the junction with Road #39, then north on Road #39 to Long Swamp, then east along the Middle Fork Toats Coulee Road (#39) to the junction with the Iron Gate Road (#500), then northwest along the Iron Gate Road to its end, then north and east along trails #533 and #341 to the Pasayten Wilderness boundary, then north along that boundary to the Canadian border, then east along the border to the Nighthawk border station and the point of beginning. (See Okanogan National Forest Travel Plan)

GMU 218-Chewuch (Okanogan County): Beginning at the junction of the Iron Gate Road (#500) and the Pasayten Wilderness boundary, then southeast on the Iron Gate Road to the Middle Fork Toats Coulee Creek Road (#39), then west and south on the Middle Fork Toats Coulee Creek Road past Long Swamp to the Boulder Creek Road (#37), then southwest down Boulder Creek Road to the East Chewuch River Road (#9137) then south to Winthrop and State Route 20, then northwest on State Route 20 to the Okanogan County line, then northwest along the Okanogan County line through Harts Pass to Oregon Basin, then east to Silver Lake, then due east to the intersection of Ferguson Lake Trail and Middle Fork Trail #478, then south on Trail #478 to the Pasayten Wilderness boundary, then northeast along that boundary to Lost River, then northeast up Lost River and Drake Creek to Hidden Lake Trail #477, then east along Trail #477 to the Pasayten Wilderness boundary at Eight-Mile Pass, then east along the wilderness boundary to its junction with Trail #342 near Hicky Hump, then north along Trail #342 to its junction with Trail #343 at Two Bear camp, then east along Trail #343 to the Iron Gate Road to the point of beginning. (See Okanogan National Forest Travel Plan)

GMU 224-Pearrygin (Okanogan County): Beginning at the town of Conconully, then north along County Road 2361, and the N. Fork Salmon Creek Road (#38) to its junction with Road 39, SW along Road 39 to the Boulder Creek Road (#37), then southwest along the Boulder Creek Road to the East Chewuch River Road (#9137), then south down the East Chewuch River Road to Winthrop, then south and east along State Route 20 to the Loup Loup summit, then north along the North Summit Road (#42) and County

Road 2017 to Conconully and the point of beginning. (See Okanogan National Forest Travel Plan)

GMU 231-Gardner (Okanogan County): Beginning at the town of Twisp, then northwest along State Route 20 to the Okanogan County line, then south along the county line to Copper Pass and the North Fork Twisp River Trail #426, then southeast along Trail #426 to the Twisp River Road, then southeast along the Twisp River Road to the town of Twisp and the point of beginning. (See Okanogan National Forest Travel Plan)

GMU 233-Pogue (Okanogan County): Beginning at the town of Riverside, then north along U.S. Highway 97 to the South Pine Creek Road (#9410), then west on South Pine Creek Road to the Conconully-Loomis Road (#4015), then south along Road #4015 to Conconully, then south along County Road 2017 and the North Summit Road (#42) to State Route 20 near Loup Loup summit, then east on State Route 20 to the town of Okanogan and the Okanogan River, then north up the Okanogan River to Riverside and the point of beginning. (See Okanogan National Forest Travel Plan)

GMU 239-Chiliwist (Okanogan County): Beginning at the town of Okanogan, then west on State Route 20 to State Route 153, then south along State Route 153 to Pateros and the Columbia River, then north up the Columbia and Okanogan rivers to Okanogan and the point of beginning. (See Okanogan National Forest Travel Plan)

GMU 242-Alta (Okanogan County): Beginning at Pateros, then northwest on State Route 153 to Twisp, then west on the Twisp River Road (County Road 9114 and Forest Road #4440) to Roads End Campground, then northwest on the North Fork Twisp River Trail #426 to Copper Pass and the Okanogan County line, then southeast along the county line to the junction of South Fork Gold Creek Road (#4330) and the South Navarre Road (#8200), then southeast along Road (#8020) to the Antoine Creek Road (#8140), then southeast along Road (#8140) to U.S. Highway 97, then north on U.S. Highway 97 to Wells Dam, then upriver to Pateros and the point of beginning. (See Okanogan National Forest Travel Plan)

GMU 248-Big Bend (Douglas and Grant counties): Beginning at Mansfield; then west along State Route 172 to Road B N.E.; then north on B N.E. and the West Foster Creek Road to State Route 17; then east along State Route 17 to the Chalk Hills Road (Road K N.W.); then north along the Chalk Hills Road (K & L N.E.) to Road 28 N.E.; then north along Road L N.E. for 4 miles to the east boundary of Range 26 E; then north to the Columbia River; then up the Columbia River to Grand Coulee Dam; then south along the Feeder Canal and the west side of Banks Lake to a point due east from Road 9 N.E.; then west from that point and along Road 9 N.E. through Mold to State Route 17; then north along State Route 17 to Sim's Corner (Jct. State Routes 17 & 172); then west on State Route 172 to Mansfield and the point of beginning. (See official road map of Douglas County)

GMU 254-Saint Andrews (Douglas and Grant counties): Beginning at Sim's Corner (Jct. of State Routes 17 and 172); then south on State Route 17 to Road 9 N.E.; then east on Road 9 N.E. (through Mold) to a point due east on the west

shore of Banks Lake; then south along the west shore of Banks Lake to State Route 2; then west along State Route 2 to State Route 172; then north and east along State Route 172 through Mansfield to Sim's Corner and the point of beginning. (See official road map of Douglas County)

GMU 260-Foster Creek (Douglas County): Beginning at Bridgeport; then down the Columbia River to Bonita Flat; then east along the Bonita Flat Road to the town site of Dyer; then south along the Dyer Hill Road and the N. Division Road to Road 20 N.E.; then east along Road 20 N.E. (Dyer Hill Rd.) to the W. Foster Creek Rd.; then north along the West Foster Creek Road to State Route 17; then east along State Route 17 to the Chalk Hills Road (K N.E.); then north along the Chalk Hills Road (K & L N.E.) to Road 28 N.E.; then north along Road L N.E. for 4 miles to the east boundary of Range 26 E.; then north to the Columbia River; then down the Columbia River to Bridgeport and the point of beginning. (See official road map of Douglas County)

GMU 262-Withrow (Douglas County): Beginning at Orondo; then up the Columbia River to the Bonita Flat Road; then east along the Bonita Flat Road to the town site of Dyer; then south along the Dyer Hill Road and the N. Division Road to Road 20 N.E. (Dyer Hill Rd.); then east along Road 20 N.E. to Road B N.E. (W. Foster Ck. Rd.); then south on Road B N.E. to State Route 172; then west and south on State Route 172 to State Route 2; then west along State Route 2 to Orondo and the point of beginning. (See official road map of Douglas County)

GMU 266-Badger (Douglas County): Beginning at Orondo; then down the Columbia River to the Rock Island Grade Road (includes Turtle Rock Island); then north along the Rock Island Grade Road to the Titchenal Canyon Road; then northeast along the Titchenal Canyon Road to the Alstown Road; then east to Alstown; then north and east along the Alstown Road to Road K S.W.; then north along Road K to State Route 2; then west along State Route 2 to Orondo and the point of beginning. (See official road map of Douglas County)

GMU 269-Moses Coulee (Douglas and Grant counties): Beginning near Rock Island Dam at the junction of State Route 28 and the Rock Island Grade Road; then north along the Rock Island Grade Road to the Titchenal Canyon Road; then northeast along the Titchenal Canyon Road to the Alstown Road; then east to Alstown; then north and east along the Alstown Road to Road K S.W.; then north along Road K to State Route 2; then east along State Route 2 to the Moses Coulee Road; then south along the Moses Coulee Road to the Grant & Douglas County line; then south along the Sagebrush Flat Road to Road J N.W.; then south along Road J N.W. to the Overen Road (Road 20 N.W.); then west along the Overen Road to the Baird Springs Road; then southwest along the Baird Springs Road across State Route 28 to the Crescent Bar Road; then south along the Crescent Bar Road to the Columbia River; then up the Columbia River to the Rock Island Grade Road and the point of beginning. (See official road maps of Douglas and Grant counties)

GMU 272-Beezley (Grant and Douglas counties): Beginning at the town of Grand Coulee, then southwest along the west shore of Banks Lake to State Route 2, then west along State Route 2 to Moses Coulee Road, then south along Moses Coulee Road to the Grant-Douglas County line: then south along the Sagebrush Flats Road to Road J N.W.: then south along Road J N.W. to the Overen Road, (Road 20 N.W.); then west along the Overen Road to the Baird Springs Road, then southwest along Baird Springs Road across State Route 28 to the Crescent Bar Road, then southwest along Crescent Bar Road to the Columbia River, then down the Columbia River to Interstate 90, then northeast along Interstate 90 to the Beverly Burke Road (Road R S.W.), then south along Beverly Burke Road to Frenchman Hills Road, then east along Frenchman Hills Road to O'Sullivan Dam Road, then east along O'Sullivan Dam Road to State Route 17, then south along State Route 17 to the Grant-Adams County line (Road 12 S.E.), then east and north along the Grant County line to the town of Grand Coulee and the point of beginning except Private Lands Wildlife Management Area 201 (Wilson Creek). (See official road maps of Grant and Douglas counties)

GMU 278-Wahluke (Grant and Adams counties): Beginning at the Columbia River at Interstate 90, then northeast along Interstate 90 to the Beverly Burke Road (Road R S.W.); then south along Beverly Burke Road to Frenchman Hills Road; then east along Frenchman Hills Road to O'Sullivan Dam Road; then east along O'Sullivan Dam Road to State Route 17, then south along State Route 17 to State Route 26; then east along State Route 26 to State Route 24 at Othello; then south and west along State Route 24 to the Columbia River at Vernita Bridge; then up the Columbia River to Interstate 90 and the point of beginning. (See Washington Atlas & Gazetteer)

GMU 281-Ringold (Franklin, Adams, and Grant counties): Beginning at the Columbia River and U.S. Highway 395 at Pasco, then up the Columbia River (including all islands) to State Route 24 at Vernita Bridge; then east and north along State Route 24 to State Route 26 at Othello; then east along State Route 26 to State Route 17; then south along State Route 17 to U.S. Highway 395; then south along U.S. Highway 395 to the Columbia River at Pasco and the point of beginning. The Hanford Nuclear Site and the Saddle Mountain National Wildlife Refuge are closed to unauthorized public entry. (See Washington Atlas & Gazetteer)

GMU 284-Kahlotus (Adams and Franklin counties): Beginning at the Columbia River and U.S. Highway 395 at Pasco; then north along U.S. Highway 395 to State Route 17; then north along State Route 17 to the Grant & Adams County line (Road 12 S.E.); then east and north along the Grant & Adams County line to the Lincoln County line; then east along the Adams-Lincoln County line to the Whitman County line; then south along the Adams-Whitman County line to the Palouse River; then down the Palouse River to the Snake River; then down the Snake River to the Columbia River; then up the Columbia River to U.S. Highway 395 and the point of beginning. (See Washington Atlas & Gazetteer)

REGION THREE

GMU 300-Manson (Chelan County): Beginning at the town of Chelan; then down the Chelan River Gorge to the Columbia River; then north along the Columbia River to Wells Dam; then southwest along Highway 97 to the Antoine Creek Road (USFS #8140); then west along Antoine Creek Road to Forest Road #8020 near Cooper Mountain; then northwest along Road #8020 to junction of Road #4330 near Fox Peak; then northwest along the ridge separating the Chelan and Methow-Twisp drainages (Sawtooth Ridge) to McAlester Mountain; then southeast along the ridge between Rainbow Creek and Boulder Creek to the Stehekin River; then south along Lake Chelan shore to the town of Chelan to the point of beginning. (See Wenatchee National Forest Recreation map and Washington Atlas and Gazetteer)

GMU 301-Clark (Chelan County): That portion of Chelan County that lies within the Glacier Peak Wilderness Area and that portion of the Lake Chelan National Recreation Area west of McAlester Mountain and running southwest along the ridge between Rainbow Creek and Boulder Creek to the Stehekin River; then continuing south along Lake Chelan to the south boundary of the National Recreation Area. (See Wenatchee National Forest Recreation map)

GMU 302-Alpine (Kittitas and Chelan counties): Those lands within Kittitas and Chelan counties east of the Pacific Crest Trail that lie within the Alpine Lakes Wilderness Area. (See Wenatchee National Forest Recreation map)

GMU 304-Chiwawa (Chelan County): Beginning at Coles Corner on Highway 2; then north along Highway 207 to Highway 209 near Lake Wenatchee; then south on Highway 209 to the Eagle Creek Road #7520; then northeast on Road #7520 to French Corral and Forest Road #5800; then east along Roads #5800 and #5700 to the Entiat River near Ardenvoir; then north along the Entiat River to the Glacier Peak Wilderness Boundary; then south and west along the Glacier Peak Wilderness Boundary to the Pacific Crest Trail; then south to Highway 2 at Stevens Pass; then east on Highway 2 to Coles Corner. (See Wenatchee National Forest Recreation map)

GMU 306-Slide Ridge (Chelan County): Beginning on the Entiat River at the Glacier Peak Wilderness Boundary (near the mouth of Larch Lakes Creek); then south along the Entiat River to the mouth of Fox Creek; then east on Fox Creek to Fourmile Ridge Trail #1445; then east on Trails #1445 and #1448 to the Slide Ridge Road #8410 at Stormy Mountain; then north on Road #8410 to Twenty-five Mile Creek; then north on Twenty-five Mile Creek to Lake Chelan; then north and west along the south shore of Lake Chelan to the Lake Chelan National Recreation Area Boundary near Riddle Creek; then south and west along the Recreation Area and Glacier Peak Wilderness Boundaries to the Entiat River. (See Wenatchee National Forest Recreation map)

GMU 308-Entiat (Chelan County): Beginning at the mouth of the Entiat River near the town of Entiat; then northwest along the Entiat River to the mouth of Fox Creek; then east along Fox Creek to the Fourmile Ridge Trail #1445 then east along Trail #1445 and #1448 to the Slide Ridge Road #8410 at Stormy Mountain; then north along Road

#8410 to Twenty-five Mile Creek; then North along Twenty-five Mile Creek to Lake Chelan; then southeast along Lake Chelan and the Chelan River Gorge to the Columbia River; then southwest along the Columbia River to the mouth of the Entiat River. (See Wenatchee National Forest Recreation map)

GMU 314-Mission (Kittitas and Chelan counties): Beginning at the mouth of the Colockum Creek on the Columbia River; then west along Colockum Creek and the Colockum Pass Road (#10) to the Naneum Ridge Road (#9); then northwest along Naneum Ridge Road and Mission Ridge to the Liberty-Beehive Road #9712; then northwest along Road #9712 to Road #9716; then north along Road #9716 to Highway 97 at Swauk Pass; then northwest along the Kittitas-Chelan County line and Trail #1226 to the Alpine Lakes Wilderness Boundary at Navaho Peak, then north along the Alpine Lakes Wilderness Boundary to Icicle Creek near Black Pine Horse Camp; then east along Icicle Creek to the Wenatchee River; then south and east along the Wenatchee and Columbia Rivers to the mouth of Colockum Creek. (See Wenatchee National Forest Recreation map)

GMU 316-Swakane (Chelan County): Beginning at the mouth of the Wenatchee River; then north along the Columbia River to the Entiat River; then north along the Entiat River to Road #5700 near Ardenvoir; then west along Roads #5700 and #5800 to French Corral; then west along the Eagle Creek Road #7520 to Highway 209; then north along Highway 209 to Highway 207 near Lake Wenatchee; then south along Highway 209 to Highway 2 at Coles Corner; then west along Highway 2 to Stevens Pass; then south along the Chelan-King County Line to the Alpine Lakes Wilderness Boundary; then east and south along the Alpine Lakes Wilderness Boundary to Icicle Creek; then east along Icicle Creek to the Wenatchee River; then east along the Wenatchee River to its mouth on the Columbia River. (See Wenatchee National Forest Recreation map)

GMU 328-Naneum (Kittitas and Chelan counties): Beginning at the intersection of Highway 97 and Lower Green Canyon Road; then north along Lower Green Canyon Road to the East Highline Canal (T19N, R18E, S28); then east along the canal to the Colockum Pass Road #10; then northeast along the Colockum Pass Road to the Naneum Ridge Road #9; then northwest along the Naneum Ridge Road and Mission Ridge to the Liberty Beehive Road #9712; then northwest along Road #9712 to Road #9716; then north along Road #9716 to Highway 97 at Swauk Pass; then south along Highway 97 to the Lower Green Canyon Road. (See Wenatchee National Forest Recreation map & Department of Wildlife map)

GMU 329-Quilomene (Kittitas and Chelan counties): Beginning on Interstate 90 at the Columbia River near Vantage; then north along the Columbia River to the mouth of Tekieson Creek; then up Tekieson Creek to Road #14; then north along Roads 14, 14.17 and 14.14 to the top of Cape Horn cliffs; then north along the cliff top to the northern point of Cape Horn; then southwest along the stock fence to Road #14.14; then west on Road 14.14 to the switch backs in Sections 19 and 20; then north from the boundary sign on the section lines between Sections 17, 18, 19 and 20; T20N, R28 E.W.M. to the boundary sign on Road 14 in the

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northwest corner of Section 17; then north and west to Davies Canyon; then east along Davies Canyon to the Columbia River; then north along the Columbia River to mouth of Colockum Creek; then southwest along Colockum Creek and Colockum Road (Road #10) to the East Highline Canal (T18N, R20E, S17); then east along the canal and Interstate 90 to the Columbia River at Vantage. (See Department of Wildlife map)

GMU 330-West Bar (Kittitas County): Beginning at the mouth of Tekieson Creek on the Columbia River; then up Tekieson Creek to Road #14; then north on Road 14, 14.14 and 14.17 to the top of the Cape Horn Cliffs; then north along the cliff top to the north end of Cape Horn; then southwest along the stock fence to Road 14.14; then west on Road #14.14 to the switch backs in Sections 19 and 20; then north from the boundary sign on the section lines between Sections 17, 18, 19, and 20, T20N, R21 E.W.M. to the boundary sign on Road 14 in the northwest corner of Section 17; then north and west to Davies Canyon; then east along Davies Canyon to the Columbia River; then south along the Columbia River to the mouth of Tekieson Creek. (See Department of Wildlife map)

GMU 334-Ellensburg (Kittitas County): Beginning at the intersection of Highway 97 and Lower Green Canyon Road; then north along the Lower Green Canyon Road to the East Highline Canal (Sec. 28, Twp. 19N., R. 18E); then east and south along the canal past Interstate 90 to the pump station; then south and west along the upper most branch of the canal to Highway 821 and the Yakima River (a point about one mile south of Thrall); then north along the Yakima River to Damman Road; then south on Damman Road and Shushuskin Canyon to the South Branch Extension Canal; then west along the canal to where it crosses Manastash Road; then north along the South Branch Canal to Taneum Creek; then east along Taneum Creek to the Yakima River; then northeast along the river to Thorp Highway; then east along the Thorp Highway and Highway 10 to Highway 97; then north along Highway 97 to Lower Green Canyon Road. (See Wenatchee National Forest Recreation map & Department of Wildlife map) (This is a Kittitas County Closure area for high power rifle hunting of both deer and elk. Contact Kittitas County for more details)

GMU 335-Teanaway (Kittitas County): Beginning at Swauk Pass on Highway 97; then northwest along the Kittitas-Chelan County line and Trail #1226 to the Alpine Lakes Wilderness Boundary at Navaho Peak; then west along the Alpine Lakes Wilderness Boundary to the King-Kittitas County line at Kendal Peak; then south along the King-Kittitas County line to Interstate 90; then east along Interstate 90 to Cle Elum; then east along Highway 10 to Highway 97; then northeast on Highway 97 to Swauk Pass. (See Wenatchee National Forest Recreation map)

GMU 336-Taneum (Kittitas County): Beginning at Cle Elum; then west along Interstate Highway 90 to the Pacific Crest Trail at Snoqualmie Pass; then southeast along the Pacific Crest Trail to Blowout Mountain; then southeast along the divide between the Naches and Yakima River drainages and Trail #1388 to Peaches Ridge and Trail #1363; then north along Trail #1363 to Trail #1367; then east along Trail #1367 to South Fork Taneum Creek; then east along

Taneum Creek to the Yakima River; then north (downstream) on the Yakima River to the Thorp Highway Bridge; then northwest along the Thorp Highway, State Highway 10 and State Highway 903 to Cle Elum. (See Wenatchee National Forest Recreation map)

GMU 340-Manastash (Kittitas County): Beginning at the junction of Taneum Creek and the South Branch Highline Canal; then west up Taneum Creek and South Fork Taneum Creek to USFS Trail #1367; then west on Trail #1367 to Trail #1363 (Peaches Ridge Trail), to the Naches-Yakima River Divide; then southeast along Trail #1388 and the ridge top dividing the Manastash and Wenas-Umtanum drainages to the junction of the Observatory Road, (Twp. 17 N., R. 17 E.W.M., Section 20) then south on the Observatory Road to the Wenas-Ellensburg Road; then east on the Wenas-Ellensburg Road to Umtanum Creek; then down Umtanum Creek to the Yakima River; then up the Yakima River to the Damman Road; then south to the Wenas-Ellensburg Road; then south on the Wenas-Ellensburg Road to the South Branch Highline Canal; then along the canal to Taneum Creek and the beginning. (See Wenatchee National Forest Recreation map)

GMU 342-Umtanum (Kittitas and Yakima counties): Beginning at Yakima then north along the Yakima River to Umtanum Creek; then up Umtanum Creek to the Wenas-Ellensburg Road; then west along the Wenas-Ellensburg Road to the Observatory Road; then north along the Observatory Road to the Road junction at the top of the ridge (Section 20, T17N, R.17 E.W.M.); then west and north along the top of the ridge dividing Manastash and Umtanum-Wenas drainages to USFS Trail #1388 and Forest Road 1701; then along Road 1701 to Highway 410 to the junction of I-82 and the Yakima River. (See Wenatchee National Forest map and Washington Atlas & Gazetteer)

GMU 346-Little Naches (Yakima & Kittitas counties): Beginning at the Junction of Highway 410 and Forest Road 1701; then north on Road 1701 to Trail #1388; then northwest along Trail #1388 to the Pacific Crest Trail at Blowout Mountain; then south along the Pacific Crest Trail to State Highway 410 at Chinook Pass; then east along State Highway 410 to point of beginning. (See Wenatchee National Forest Recreation map)

GMU 352-Nile (Yakima County): Beginning at Highway 410 at its junction with Forest Road 1500 (Eagle Rock); then west along the 1500 Road to the McDaniel Lake Road (USFS Road #1502); then west along the McDaniel Lake Road to the junction of the North Fork and the South Fork of Rattlesnake Creek; then up the North Fork of Rattlesnake Creek to Richmond Mine Trail #973; then north along Richmond Mine Trail to the Bumping Lake Road; then north along Bumping Lake Road to Highway 410; then east along Highway 410 to Eagle Rock and the point of beginning. (See Wenatchee National Forest Recreation map)

GMU 356-Bumping (Yakima County): Beginning at the intersection of Highway 12 and USFS Road #1500; then north along Road #1500 to McDaniel Lake Road (USFS Road #1502); then west on McDaniel Lake Road to the junction of North Fork and South Fork of Rattlesnake Creek; then up the North Fork of Rattlesnake Creek to Richmond

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Mine Trail #973; then north along Richmond Mine Trail to the Bumping Lake Road; then north along the Bumping Lake Road to Highway 410; then west along Highway 410 to the Pacific Crest Trail at Chinook Pass; then south along the Pacific Crest Trail to Highway 12 at White Pass; then east along Highway 12 to the point of beginning. (Lands within the boundary of Mt. Rainier National Park along the Pacific Crest Trail are not open to hunting.) (See Wenatchee National Forest Recreation map)

GMU 360-Bethel (Yakima County): Beginning at the junction of Highway 410 and Highway #12; then west along Highway 12 to the junction with USFS Road #1500; then north and east along Road #1500 to its junction with Highway 410 at Eagle Rock; then southeast along Highway 410 to its junction with Highway 12 and the point of beginning. (See Wenatchee National Forest Recreation map)

GMU 364-Rimrock (Yakima County): Beginning at the junction of Highway 12 and Jump-off Road (USFS Road #1302); then southwest along Jump-off Road to Divide Ridge Trail #1127 at Jump-off Lookout; then southeast along Divide Ridge Trail #1127 to Strobach Springs; then west to Blue Slide Lookout; then south on jeep trail to Blue Lake; then south along jeep trail to the Darland Mountain Road and the north boundary of the Yakima Indian Reservation; then west along the reservation boundary to the Pacific Crest Trail; then north along the Pacific Crest Trail to Highway 12 at White Pass; then east along Highway 12 to the junction with Jump-off Road and the point of beginning. (See Wenatchee National Forest Recreation map)

GMU 366-Rimrock-Cowiche (Yakima County): GMUs 364 (Rimrock) and 368 (Cowiche) (See Wenatchee National Forest Recreation map)

GMU 368-Cowiche (Yakima County): Beginning at the junction of Highway 12 and Jump-off Road (USFS Road #1302); then southwest along Jump-Off Road to Divide Ridge Trail #1127 at Jump-off Lookout; then southwest along Divide Ridge Trail #1127 to Strobach Springs; then west to Blue Slide Lookout; then south on jeep trail to Blue Lake; then south along jeep trail to the Darland Mountain Road and the north boundary of the Yakima Indian Reservation; then east along the reservation boundary to the Yakima River and Highway 12; then north and west along Highway 12 to the point of beginning. (See Wenatchee National Forest Recreation map & Washington Atlas & Gazetteer)

GMU 370-Priest Rapids (Kittitas, Yakima and Benton counties): Beginning at the Interstate 90 bridge at Vantage; then west along Interstate 90 to the East Highline Canal (which is approximately 1/4 mile west of Boylston Road); then southwest along the canal to Highway 821 and the Yakima River, at a point about one mile south of Thrall; then southeast along the Yakima River to the Mabton-Sunnyside Road; then south along the Mabton-Sunnyside Road; then south along the Yakima Indian Reservation Boundary to the Yakima-Klickitat county line; then east along the county line to the Alderdale Road; then south along the Alderdale Road to Highway 14 and the Columbia River; then upstream along the Columbia River to the point of beginning at Vantage. (See Washington Atlas & Gazetteer)

REGION FOUR

GMU 405-Chuckanut (Whatcom and Skagit counties): Beginning at the Canadian border and the Silver Lake Road; then south along the Silver Lake Road to the Mount Baker Highway; then southwest along the Mount Baker Highway to the Mosquito Lake Road; then south along the Mosquito Lake Road to Highway 9; then south along Highway 9 through Sedro Woolley to the town of Arlington and the Stillaguamish River; then down the Stillaguamish River through Stanwood and West Pass to Skagit Bay; then west and north through Skagit Bay, Deception Pass, Rosario Strait and Bellingham Channel to Samish Bay and Edison; then north along the shoreline to the Whatcom County line; then west and north along the Whatcom County line to the Canadian border; then east along the Canadian border to the point of beginning. (See Washington Atlas & Gazetteer; this description is not easily found on base maps. Contact the Mill Creek office for more information.)

GMU 410-Islands (San Juan, Island counties): All islands in San Juan County as well as Whidbey and Camano islands and Cypress and Sinclair islands in Skagit County. (See Washington Atlas & Gazetteer)

GMU 417-Bald Mountain (Whatcom and Skagit counties): Beginning at the intersection of Baker Lake Highway and Grandy Creek (Sec. 31, T35N, R8E); then west along Baker Lake Highway to SW-HO-2400 Road; then north and west along the SW-HO-2400 Road, SW-HO-2000 Road, and SW-HO-2800 Road, and SW-HO-2900 Road (Josephine Truck Trail) to the intersection with the Hamilton Mainline Road; then north along the Hamilton Mainline Road (approximately 25 miles) to the intersection with CP Road #110; then continue west and north along CP Road #110, CP Road 130, CP Road 150, and CP Road 151 to the end of CP Road 151 (Sec. 33, T37N, R5E); then continue north along a straight line to the end of Road CP 151 to the intersection of Skookum Creek and the S.F. Nooksack River; then down the S.F. Nooksack River to the mouth of Hutchinson Creek; then north up Hutchinson Creek to the Mosquito Lake Road; then continue north along Mosquito Lake Road to Porter Creek; then east to the end of Porter Creek; the east along a straight line to the intersection of Rocky Creek and Clearwater Creek; then north and east up Rocky Creek to its headwaters in Sec. 5, T38N, R7E; then north along a straight line to FR 36 Road; then east along FR 39 Road to SR 542 Road; then east and south along SR 542 Road; to its southernmost point (Sec. 30, T39N, R9E); then approximately 0.5 mile along a straight line to Swift Creek; then south down Swift Creek to Baker Lake; then south along the west shoreline of Baker Lake and Lake Shannon to a point due east of the intersection of Baker Lake Road and Burpee Hill Road; then east along a straight line to the intersection of Baker Lake Road and Burpee Hill Road; then west along the Baker Lake Road to Grandy Creek and the point of beginning.

GMU 418-Nooksack (Whatcom and Skagit counties): Beginning at the point where Jackman Creek meets the Skagit River (east of Concrete); then northeast up Jackman Creek to the range line between Range 9 and 10E; then north along this range line to the boundary of the North Cascades National Park; then north along the North Cascades Park boundary to the Canadian border; then west along the

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Canadian border to the Silver Lake Road; then south along the Silver Lake Road to the Mount Baker Highway; then southwest along the Mount Baker Highway to the Mosquito Lake Road; then south along the Mosquito Lake Road to Highway 9; then south along Highway 9 to its intersection with State Highway 20 (east of Sedro Woolley); then west along State Highway 20 to its intersection with Highway 9; then south along Highway 9 to the Skagit River; then east along the main channel of the Skagit River to Jackman Creek (east of Concrete) and the point of beginning except GMU 417 (Bald Mountain) which is within GMU 418 (Nooksack). (See Washington Atlas & Gazetteer or Mt. Baker/Snoqualmie National Forest map)

GMU 426-Diablo (Skagit and Whatcom counties): The Ross Lake National Recreation Area and the adjoining corridor between the Pasayten Wilderness Area and the northeast boundary of the south segment of North Cascades National Park. (See Washington Atlas & Gazetteer)

GMU 433-Cavanaugh (Skagit and Snohomish counties): Beginning at the intersection of State Highway 9 and the Skagit River (south of Sedro Woolley); then south along State Highway 9 to Arlington; then east along the Arlington-Darrington Highway 530 to Darrington; then north along the Sauk Valley Road to the Skagit River (at Rockport); then west along the State Highway 9 and the point of beginning. (See Washington Atlas & Gazetteer)

GMU 440-Suiattle (Skagit and Snohomish counties): Beginning at the intersection of State Highway 20 and the Sauk Valley Road at Rockport; then south along the Sauk Valley Road to Darrington and the Sauk River to the Suiattle River; then along that river to the Glacier Peak Wilderness Area boundary; then north and east along that boundary to the line between Ranges 12 and 13 E.; then north on that range line to the North Cascades National Park boundary; then west and north along the North Cascades Park boundary and the Ross Lake National Recreation Area boundary to the range line between range 9 and 10 E; then south along this range line to the Jackman Creek drainage; then southwest down the Jackman Creek drainage to State Highway 20; then east along State Highway 20 to Rockport and the point of beginning. (See Washington Atlas & Gazetteer)

GMU 442-Tulalip (Snohomish and King counties): Beginning at the mouth of the Stillaguamish River; then up the Stillaguamish River to Arlington; then northeast along the Arlington-Darrington Highway to the Trafton School at Trafton; then southeast along the Jim Creek-Trafton Road (242nd St. N.E.) to the City of Seattle power transmission line; then southwest along the transmission line to the point where it crosses the Jordan Road in Sec. 20, T31N, R6E; then southeast along the Jordan Road to Granite Falls; then south along the Menzel Lake-Lake Roesiger Roads to the Woods Creek Road; then south on Woods Creek Road to Monroe; then south on Highway 203 to the Snoqualmie River at Duvall; then north down the Snoqualmie River to the Snohomish River and down the Snohomish River to Puget Sound; then north along the shore of Puget Sound to the mouth of the Stillaguamish River and the point of beginning. (See Washington Atlas & Gazetteer or Mt. Baker/Snoqualmie National Forest map)

GMU 448-Stillaguamish (Snohomish and Skagit counties): Beginning at Sultan; then east along U.S. Highway 2 to Stevens Pass; then north along the Pacific Crest Trail to Henry M. Jackson Wilderness Area boundary; then north along this boundary to the North Fork Skykomish Trail No. 1051; then west on Trail No. 1051 to Forest Service Road 63, then west on Forest Service Road 63 to Quartz Creek Trail (No. 1050); then north on Trail 1050 to Curry Gap; then east on Trail 650 along the crest between Sloan Creek and the North Fork of the Skykomish River drainages to June Mountain, near the headwaters of Sloan Creek (Sec. 25, T29N, R13E); then north along the Glacier Peak Wilderness Area boundary to the Suiattle River; then west along the Suiattle River to the Sauk Valley Road (SR 530); then south on the Sauk Valley Road (SR 530) to Darrington; then west along the Darrington-Arlington Highway to the Trafton School at Trafton; then southeast along the Jim Creek-Trafton Road (242nd St. N.E.) to the City of Seattle power transmission lines; then southwest along the transmission line to the point where it crosses the Jordan Road in Sec. 20, T31N, R6E; then southeast along the Jordan Road to Granite Falls; then south along the Menzel Lake-Lake Roesiger Roads to the Woods Creek Road; then south on Woods Creek Road to Highway 2 (Skykomish-Monroe Highway); then east along Highway 2 to Sultan to the point of beginning. (See Washington Atlas & Gazetteer or Mt. Baker/Snoqualmie National Forest map)

GMU 450-Cascade (Skagit and Snohomish counties): Beginning at the Glacier Peak Wilderness boundary and the Skagit County/Chelan County line at the headwaters of the Middle Fork Cascade River and then west and southerly along the Glacier Peak Wilderness boundary to the Skagit County/Snohomish County line. In Snohomish County, continue south along the Glacier Peak Wilderness boundary to June Mountain near the headwaters of Sloan Creek (Sec. 25, T29N, R13E); then west along the 650 trail along the crest between Sloan Creek and the North Fork of the Skykomish River drainages to Curry Gap; then south along the Quartz Creek Trail (No. 1050) to Forest Service Road 63; then east on Road 63 to its end at the 1051 Trail and east up Trail 1051 to the Henry M. Jackson Wilderness boundary; then south and east along that boundary to the Snohomish/Chelan County line; then north along the Snohomish/Chelan County line to the Skagit County line; then north along the Skagit/Chelan County line to the point of beginning. (See Washington Atlas & Gazetteer and Mt. Baker/Snoqualmie National Forest map)

GMU 454-Issaquah (King and Snohomish counties): Beginning at the mouth of the Snohomish River near Everett; then southeast up the Snohomish River to Duvall; then south along State Highway 203 to Fall City; then southwest along the Fall City-Preston Road to Interstate 90; then east on Interstate 90 to State Highway 18; then southwest along State Highway 18 to its intersection with the Raging River; then south up that river to its junction with the posted boundary of the City of Seattle Cedar River Watershed; then along that posted boundary to its junction with the boundary of the City of Tacoma Green River Watershed (CTGRW); then south along the CTGRW posted boundary to Weyerhaeuser Road 5200 near Lynn Lake; then down the 5200 Road for approximately 7.6 miles to its

junction with U.S. Highway 410; then west along U.S. Highway 410 and State Highway Nos. 164 and 18 through Auburn to U.S. Highway 99; then north along Highway 99 to the Redondo Beach junction; then due west to Puget Sound; then north along Puget Sound to the mouth of the Snohomish River and the point of beginning. (See Mt. Baker/Snoqualmie National Forest map and Washington Atlas & Gazetteer)

GMU 460-Snoqualmie (King and Snohomish Counties): Beginning at the intersection of State Highway 203 and U.S. Highway 2; then east along U.S. Highway 2 to Stevens Pass and the Pacific Crest Trail; then south along the Pacific Crest Trail to its junction with the City of Seattle Cedar River Watershed posted boundary; then west along the posted boundary to its intersection with the headwaters of the Raging River; then down the Raging River to its intersection with State Highway 18; then along State Highway 18 to its junction with Interstate Highway 90 (I-90); then west along I-90 to its junction with the Preston-Fall City Road; then north along the Preston-Fall City Road to State Highway 203; then north on State Highway 203 to the point of beginning. (See Mt. Baker/Snoqualmie National Forest map and Washington Atlas & Gazetteer)

GMU 466-Stampede (King County): Beginning at intersection of the Pacific Crest Trail (USFS Trail 2000) and the posted boundary for the City of Seattle Cedar River Watershed; then south along the Pacific Crest Trail to USFS Road 7035, north of Pyramid Peak; then west on this road to USFS Road 7032 to USFS Trail 1172 and its intersection with USFS Road 7012 (Champion Creek Rd.); then down Road 7012 to the posted boundary of the City of Tacoma Green River Watershed; then east and north along that boundary and the City of Seattle Cedar River Watershed posted boundary to the point of beginning. (See Mt. Baker/ Snoqualmie National Forest map and Washington Atlas & Gazetteer)

GMU 472-White River (King and Pierce counties): Beginning at the junction of State Highway 410 and the north boundary of Mount Rainier National Park; then west along the north park boundary to the Carbon River; then down the Carbon River to its intersection with the Bonneville Power Transmission line; then up the powerline to South Prairie Creek; then up South Prairie Creek to New Pond Creek; then up New Pond Creek to its intersection with Champion 923 Road.; then north on Champion 923 Road to Champion 92 Road; then east on Champion 92 Road to Champion 93 Road; then northwest on Champion 93 Road to Champion 931 Road; then east on Champion 931 Road to Champion 9 Road; then northeast on Champion 9 Road to Champion 96 Road; then east on Champion 96 Road to Champion 9601 Road; then east on Champion 9601 Road to Old Pond Creek to the White River; then down White River to the first set of Bonneville Power Transmission lines; then up the powerline to where it intersects State Highway 410; then east along State Highway 410 to Weyerhaeuser Road 5200; then up that road for approximately 7.6 miles to its junction with the City of Tacoma Green River Watershed posted boundary; then east along that posted boundary and USFS Trail 1172 to USFS Road 7032; then east along this road to USFS Road 7035; then east along this road to the

Pacific Crest Trail (USFS Trail 2000) north of Pyramid Peak; then south along the Pacific Crest Trail to the Mount Rainier National Park boundary near Sourdough Gap; then north and west along the park boundary to the point of beginning except Private Lands Wildlife Management Area 401 (Champion). Boundaries of PLWMA 401 are clearly marked. (See Washington Atlas & Gazetteer and Mt. Baker/ Snoqualmie National Forest map)

GMU 478-Mashel (Pierce County): Beginning at the Puyallup River Bridge where the Bonneville Power Transmission line crosses the Orville Road; then north along the Bonneville Power Transmission line to the Brooks Road BPA Transmission Line; then south on the Brooks Road BPA Transmission Line to Fisk Road; then north on Fisk Road to Champion 12 Road; then northeast on Champion 12 Road to the Carbonado/Electron powerline; then northeast on the Carbonado/Electron powerline to the Carbon River; then along the Carbon River to the west boundary of Mt. Rainier National Park; then south along the park boundary to the Nisqually River; then west down the Nisqually River to Alder Lake; then continuing west down Alder Lake and the Nisqually River to the Weyerhaeuser 1000 (Main) Line (Vail-Eatonville Truck Trail) Bridge; then east on the 1000 line to its junctions with Highway 7 (Mountain Highway) and Highway 161 (Eatonville-LaGrande Road); then east and north along Highway 161 through Eatonville to its junction with Orville Road E. (Kapowsin-Eatonville Road); then north along that road through Kapowsin to the point of beginning at the junction of the Bonneville Power Transmission line and the Orville Road except Private Lands Wildlife Management Area 401 (Champion). Boundaries of PLWMA 401 are clearly marked. (See Mt. Baker/Snoqualmie National Forest map or Washington Atlas & Gazetteer)

GMU 480-South Islands (Pierce County): Anderson and Ketron islands. (See Washington Atlas & Gazetteer)

GMU 484-Puyallup (Pierce and King counties): Beginning at the mouth of the Nisqually River; then up the Nisqually River to its junction with the Weyerhaeuser 1000 line, then east along the Weyerhaeuser 1000 line to its intersection with State Highways 7 and 161; then north along State Highway 161 to its intersection with the Orville Road; then north along the Orville Road to the Puyallup River Bridge where it intersects the Bonneville Power Transmission line; then northeast up the powerline to the Brooks Road BPA powerline; then south down the powerline to Fisk Road; then north on Fisk Road to Champion 12 Road; then northeast on Champion 12 Road to the Carbonado/Electron powerline; then northeast on the powerline to Carbonado and the Carbon River; then northwest up the Carbon River to the BPA powerline; then northeast on the BPA powerline to South Prairie Creek; then up South Prairie Creek to New Pond Creek; then up New Pond Creek to its intersection with Champion 923 Road; then north on Champion 923 Road to Champion 92 Road; then east on Champion 92 Road to Champion 93 Road; then northwest on Champion 93 Road to Champion 931 Road; then east on Champion 931 Road to Champion 9 Road; then northeast on Champion 9 Road to Champion 96 Road; then east on Champion 96 Road to Champion 9601 Road; then east on Champion 9601 Road to Old Pond Creek; then down Old Pond Creek to the White

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River; then down White River to the first set of Bonneville Power Transmission lines; then up the powerline to where it intersects State Highway 410; then west along State Highway 410 to where it intersects State Highway 164; then west along State Highway 164 through Auburn to Old Highway 99; then north along Old Highway 99 to Redondo Junction; then due west to Puget Sound; then south along the shoreline of Puget Sound to the mouth of the Nisqually River and the point of beginning except Private Lands Wildlife Management Area 401 (Champion). Boundaries of PLWMA 401 are clearly marked. (See Washington Atlas & Gazetteer or Mt. Baker/Snoqualmie National Forest map)

GMU 485-Green River (King County): Beginning at the junction of the Green River and the west boundary of the Tacoma Watershed; then south and east along the watershed boundary to the USFS 7012 Road (Champion Creek Road); then northwest along that road and the posted GMU 485 boundary to where it meets USFS Road 5063; then east, then north along that road to its junction with the USFS 5060 Road near the headwaters of Friday Creek; then north along that road to the Tacoma Watershed boundary; then west along the Tacoma Watershed boundary to the Green River and the point of beginning. (See Mt. Baker/Snoqualmie National Forest map and Washington Atlas & Gazetteer)

GMU 490-Cedar River (King County): Beginning at the junction of the Cedar River and the western posted boundary of the City of Seattle Cedar River Watershed; then north and east along said posted boundary to Yakima Pass; then continue south and west along that posted boundary and to the point of beginning. Note that the City of Seattle enforces trespass on lands owned or controlled by the city. (See Mt. Baker/Snoqualmie National Forest map and Washington Atlas & Gazetteer)

REGION FIVE

GMU 501-Lincoln (Lewis, Thurston, Pacific and Grays Harbor counties): Beginning at the intersection of Interstate 5 and State Highway 6, then west on State Highway 6 to the Stevens Road, then northwest on Stevens Road to Elk Creek Road (Doty), then west on Elk Creek Road to the 7000 Road, then west on the 7000 Rd. to the 7800 Rd., then west on the 7800 Rd. to the 720 Rd., then northeast on the 720 Rd. to Garrard Creek Road, then northeast on the Garrard Creek Road to Oakville and U.S. Highway 12, then east on U.S. 12 to Interstate 5, then south on Interstate 5 to State Highway 6 and point of beginning. (See Washington Atlas & Gazetteer)

GMU 504-Stella (Cowlitz County): Beginning at the mouth of the Cowlitz River at the Columbia River, then west down the Columbia to the mouth of Germany Creek, then north up Germany Creek to State Highway 4, then east on Highway 4 to Germany Creek Road, then north on Germany Creek Road to IP 1000 Road, then north on IP 1000 to the IP 1050 Road, then east on IP 1050 Road to the 2200 Rd., then east and south to the 2000 Rd., then south on the 2000 Rd. to the Delameter Road (Woodside Road), then east on Delameter Road to State Highway 411, then north on Highway 411 to PH 10 Road (Four Corners), then east to Cowlitz River, then south down the Cowlitz River to the

Columbia River and point of beginning. (See Washington Atlas & Gazetteer)

GMU 505-Mossyrock (Lewis County): Beginning on Interstate 5 and the Cowlitz River, then northeast up the Cowlitz River to Mayfield Lake and the U.S. Highway 12 bridge, then east on Highway 12 to Winston Creek Road, then south and east to Longbell Road and Perkins Road, then northeast on Perkins Road to Swofford Road, then north on Swofford Road to Ailune Road, then east on Ailune Road to Riffe Lake, then east along the south shore to the Cowlitz River and up the Cowlitz River to the USFS 23 Road (Cispus Road) Bridge, then south and east to the C Line Road, then east to the Bennet Road, then east to U.S. Highway 12, then west on Highway 12 to State Highway 7 (Morton), then north on State Highway 7 to State Highway 508, then west on Highway 508 to Centralia/Alpha Road, then west and north on Centralia/Alpha Road to Salzer Valley Road, then west to Summa Street and Kresky Road, then north on Kresky Road to Tower Street, then on Tower Street to State Highway 507, then west on Highway 507 Cherry, Alder and Mellen streets to Interstate 5, then south on Interstate 5 to the Cowlitz River and point of beginning. (See Washington Atlas & Gazetteer)

GMU 506-Willapa Hills (Wahkiakum, Pacific, and Lewis counties): Beginning at PeEll and the Muller Road; then south on the Muller Road to the 1000 Road; then south on the 1000 Road to the 1800 Road; then south on the 1800 Road to the 500 Road; then southeast on the 500 Road to State Highway 407; then south on State Highway 407 (Elochoman Valley Road) to State Highway 4; then east on State Highway 4 to State Highway 409; then south on State Highway 409 to the Columbia River/Puget Island Bridge; then west along Columbia River to the mouth of the Deep River; then north along the Deep River to State Highway 4; then northwest on State Highway 4 to the Salmon Creek Road; then north on the Salmon Creek Road to the Bonneville Powerline Road: then north on the Bonneville Powerline Road to State Highway 6; then east on State Highway 6 to the town of PeEll and the point of beginning. (See Washington Atlas & Gazetteer, Forest Protection Map "Willapa Hills")

GMU 510-Stormking (Lewis County): Beginning on U.S. Highway 12 at the Silver Creek Bridge; then north up Silver Creek to Silverbrook Road, then east to USFS 47 Rd., then north on USFS 47 to USFS 85, then west on USFS 85 to Silver Creek, then southwest on Silver Creek to Lynx Creek, then north on Lynx Creek and its northern most tributary to USFS 85 Rd., then northwest on the USFS 85 Rd. to Catt Creek, then north on Catt Creek to the Nisqually River, then west down the Nisqually River to State Highway 7, then south on Highway 7 to U.S. Highway 12 (Morton), then east on Highway 12 to Silver Creek and point of beginning. (See Gifford Pinchot National Forest map)

GMU 512-Sawtooth (Lewis County): Beginning on U.S. Highway 12 at the Silver Creek bridge, then north up Silver Creek to Silverbrook Road, then east to USFS 47 Rd., then north on USFS 47 Rd. to USFS 85 Rd., then west on USFS 85 to Silver Creek, then southwest on Silver Creek to Lynx Creek, then north on Lynx Creek and its northern most tributary to USFS 85 Rd., then north on 85 Rd. to Catt

Creek, then northwest down Catt Creek to the Nisqually River, then east up the Nisqually River to Horse Creek, then east up Horse Creek to USFS 52 Rd. (Skate Creek Road), then southeast on USFS 52 to the Cowlitz River, then southwest down the Cowlitz River to Smith Creek, then up Smith Creek to U.S. Highway 12, then west on U.S. Highway 12 to Silver Creek and point of beginning. (See Gifford Pinchot National Forest map and/or Washington Atlas & Gazetteer)

GMU 514-Tatoosh (Lewis County): Beginning at USFS 52 Rd. (Skate Creek) and the Cowlitz River (at Packwood), then northwest on USFS 52 Rd. to Horse Creek, then down Horse Creek to the Nisqually River and the southern boundary of Mt. Rainier National Park, then north and east along the Nisqually River and south park boundary to the Cascade Crest Trail, then south along the Cascade Crest Trail to U.S. Highway 12, then northwest and southwest on Highway 12 To USFS 1270 Rd., then north on USFS 1270 to the Cowlitz River, then southwest down the Cowlitz River to the USFS 52 Rd. and point of beginning. (See Gifford Pinchot National Forest map)

GMU 516-Packwood (Lewis and Skamania counties): Beginning at the mouth of Cispus River, then east up the Cispus River to the USFS 56 Rd. (Midway G.S. Road), then east on the USFS 56 Rd. to the USFS 5603 Rd., then east on the USFS 5603 to the Yakima Indian Reservation boundary and the Cascade Crest; then north along the Reservation boundary to Cispus Pass and the Cascade Crest Trail, then north along the Cascade Crest Trail to the U.S. Highway 12 (White Pass), then northwest and southwest on Highway 12 to USFS 1270 Rd. (Sec. 31, T14N, R10E), then north on USFS 1270 to the Cowlitz River, then southwest down the Cowlitz River to the mouth of Smith Creek, then south up Smith Creek to U.S. Highway 12, then southwest down Highway 12 to Bennet Road, then west on the Bennet Road to the C Line Road, then west to the USFS 23 Rd. (Cispus Road), then west and north to the Cowlitz River, then west down the Cowlitz River to the mouth of the Cispus River and point of beginning. (See Gifford Pinchot National Forest map)

GMU 520-Winston (Cowlitz, Lewis and Skamania counties): Beginning at the intersection of Interstate 5 and the Cowlitz River, then south down the Cowlitz River to the Toutle River, then east up the Toutle River to the North Fork Toutle River, then up the North Fork Toutle River to the Green River, then east up the Green River to USFS 2612 Rd., then east on 2612 to USFS 26 Rd. (Ryan Lake Road), then north on USFS 26 Rd. to the Cispus River, then west down the Cispus to the Cowlitz River, then west down the Cowlitz River to Riffe Lake, then west along the south shore to Ajlune Road, then west to Swofford Road, then south on Swofford Road to Perkins Road, then southwest and northwest on Perkins Road and Longbell Road to Winston Creek Road, then northwest on Winston Creek Road to State Highway 12, then west on State Highway 12 to the Mayfield Lake bridge, then southwest down Mayfield Lake and the Cowlitz River to Interstate 5 and point of beginning. (See Washington Atlas & Gazetteer)

GMU 522-Loo-wit (Cowlitz and Skamania counties): Beginning on the North Fork Toutle River at the mouth of

Hoffstadt Creek, then southeast up the North Fork Toutle River to the Weyerhaeuser 3001 Rd., then southeast along the 3001, 3000, and 3090 roads to the headwaters of the South Fork Castle Creek, then due south to the South Fork Toutle River, then east along South Fork Toutle to its headwaters and Mount St. Helens crater edge; then east along the crater edge to the headwaters of Ape Canyon, then down Ape Canyon Creek to the USFS Smith Creek Trail then north up USFS Smith Creek Trail to USFS 99 Rd., then north along USFS 99 to USFS 26, then north to Strawberry Lake Creek, then west down Strawberry Lake Creek to the Green River, then across the Green River to Grizzly Creek, then up Grizzly Creek to Grizzly Lake, then west up the western inlet to its headwaters, then west to the headwaters of Coldwater Creek, then west down Coldwater Creek to Coldwater Lake, then southwest along the northwest shore to the old Weyerhaeuser 3500 Rd., then west along the 3500, 3530, 3540, 3130, 3120 roads to the intersection with Hoffstadt Creek, then down Hoffstadt Creek to the North Fork Toutle River and point of beginning. (See Gifford Pinchot National Forest map)

GMU 524-Margaret (Cowlitz, Skamania and Lewis counties): Beginning on the North Fork Toutle River at the mouth of the Green River, then southeast up the North Fork Toutle River to the mouth of Hoffstadt Creek, then up Hoffstadt Creek to the 3120 Rd., then east along the 3120, 3130, 3540, 3530 and 3500 roads to Coldwater Lake, then northeast along the northwest shoreline to Coldwater Creek, then up Coldwater Creek to its headwaters and east to the headwaters of Grizzly Lake, then east down the west inlet creek to Grizzly Lake, then down Grizzly Creek to the Green River and the mouth of Strawberry Lake Creek, then up Strawberry Lake Creek to the USFS 26 Rd. (Ryan Lake Road), then north on the USFS 26 Rd. to the USFS 2612 Rd., then west on USFS 2612 Rd. to the Green River, then down the Green River to its mouth and point of beginning. (See Gifford Pinchot National Forest map)

GMU 530-Ryderwood (Cowlitz, Lewis, Wahkiakum counties): Beginning south of the town of Doty on State Highway 6; then east on State Highway 6 to Chehalis and Interstate 5; then south on Interstate 5 to the Cowlitz River; then south along the Cowlitz River to Castle Rock and the PH 10 Road (Four Corners); then west on the PH 10 Road to State Highway 411; then south on State Highway 411 to Delameter Road (Woodside Drive); then southwest on Delameter Road to the 2000 Road; then west on the 2000 Road to the 2200 Road; then north and west on the 2200 Road to the IP 1050 Road; then west on the IP 1050 Road to the IP 1000 Road; then south on the IP 1000 Road to the Germany Creek Road; then south on the Germany Creek Road to State Highway 4; then west on State Highway 4 to Germany Creek; then south along Germany Creek to its mouth at the Columbia River; then west along the Columbia River and the Cathlamet Channel to the Puget Island Bridge on State Highway 409; then north on State Highway 409 to State Highway 4; then west on State Highway 4 to State Highway 407 (Elochoman Valley Road); then northwest on State Highway 407 (Elochoman Valley Road) to the 500 Road; then west on the 500 Road to the 1800 Road; then north on the 1800 Road to the 1000 Road; then north on the 1000 Road to the Muller Road; then north on Muller Road to PeEll and State Highway 6; then north on State Highway 6 to south of Doty and the point of beginning. (See Washington Atlas & Gazetteer, Forest Protection Map "Willapa Hills")

GMU 550-Coweeman (Cowlitz County): Beginning at the mouth of the Cowlitz River, then north to the Toutle River, then east along the Toutle River to the South Fork Toutle River, then up the South Fork Toutle to the 4950 Rd., then south and east on the 4950 Rd. to the 235 Rd., then south on the 235, 200, 245, 134, 133, 130 and 1680 roads to the 1600 Rd., then southeast along the 1600 and 1400 roads to the Kalama/Coweeman summit, then south along the 1420 Rd. to the 1425 Rd., then southwest along the 1425 Rd. to the 6400 Rd., then southwest down the 6400 Rd. to the 6000 Rd., then east to the 6450 Rd., then southeast approximately one mile on the 6450 Rd. to the Arnold Creek Road, then southeast on Arnold Creek Road to Dubois Road, then to State Highway 503, then west on State Highway 503 to Cape Horn Creek, then down Cape Horn Creek to Merwin Reservoir and the Lewis River, then down the Lewis River to the Columbia River, then down the Columbia River to the mouth of the Cowlitz River and point of beginning. (See Washington Atlas & Gazetteer)

GMU 554-Yale (Cowlitz County): Beginning on State Highway 503 at its crossing of Cape Horn Creek, then east on Highway 503 to 6690 Rd. (Rock Creek Road), then northeast on the 6690 and 6696 roads to West Fork Speelyai Creek, then down Speelyai Creek to State Highway 503, then northeast on Highway 503 to Dog Creek, then down Dog Creek to Yale Reservoir, then south and west down Yale Reservoir, Lewis River, and Merwin Reservoir to Cape Horn Creek, then up Cape Horn Creek to State Highway 503 and point of beginning.

GMU 556-Toutle (Cowlitz County): Beginning on State Highway 503 (Lewis River Road) and USFS 81 Rd. (Merril Lake Road) intersection, then north on USFS 81 Rd. to Weyerhaeuser 7200 Rd., then northeast on the 7200 Rd. to the 7400 Rd., then northwest on the 7400 Rd. to the 5500 Rd., then east and north on the 5500 and 5670 roads to the South Fork Toutle River, then east up the South Fork Toutle River to a point due south of the headwaters of the South Fork Castle Creek (Sec. 1, TWP 8N R4E), then north to the headwaters of South Fork Castle Creek, then down South Fork Castle Creek to Weyerhaeuser 3092 Rd., then west on the 3092 Rd. to 3090 Rd., then northwest on the 3090, 3000 and 3001 roads to the North Fork Toutle River, then down the North Fork Toutle River to the South Fork Toutle River, then south-east up the South Fork Toutle River to the 4950 Rd., then south on the 4950, 235, 200, 245, 243A, 134, 133, 130, and 1680 roads to the 1600 road, then southeast on the 1600 and 1400 roads to the Kalama/Coweeman summit, then south on the 1420 Rd. to the 1425 Rd., then southwest along the 12425 Rd. to the 6400 Rd., then southwest on the 6400 Rd. to the 6000 Rd., then east up the 6000 Rd. to the 6450 Rd., then southwest on the 6450 Rd. approximately one mile to the Arnold Creek Road, then southeast on Arnold Creek and Dubois roads to State Highway 503, then east on State Highway 503 to the 6690 Rd. (Rock Creek Road); then northeast on the 6690 and 6696 roads to the West Fork Speelyai Creek, then down Speelyai Creek to State Highway

503, then northeast on State Highway 503 to USFS 81 Rd. and point of beginning. (See Washington Atlas & Gazetteer)

GMU 558-Marble (Cowlitz and Skamania counties): Beginning on State Highway 503 (Lewis River Road) and USFS 81 Rd. intersection, then north on USFS 81 Rd. to Weyerhaeuser 7200 Rd., then northeast on the 7200 Rd. to the 7400 Rd., then northwest on the 7400 Rd. to the 5500 Rd., then east and north on the 5500 and 5670 roads to the South Fork Toutle River, then east up the South Fork Toutle River to Mount St. Helens crater and along crater to headwaters of Ape Canyon, then east down Ape Canyon Creek to Smith Creek Trail then north up USFS Smith Creek Trail to USFS 99 Rd., then northeast on USFS 99 Rd. to USFS 25 Rd., then south on USFS 25 Rd. to the Muddy River, then south down the Muddy River to the North Fork Lewis River, then west down the North Fork Lewis River, Swift Reservoir to Yale Reservoir and Dog Creek, then north up Dog Creek to State Highway 503, then southwest to USFS 81 Rd. and point of beginning. (See Gifford Pinchot National Forest

GMU 560-Lewis River (Skamania, Klickitat, Yakima and Lewis counties): Beginning at Trout Lake, north to the USFS 80 Rd., then north to USFS 17 Road (Mt. Adams Recreational Road), then northeast to USFS 82 Road, then northeast on the USFS 82 Rd. to the Yakima Indian Reservation boundary (Sec. 16, T7N, R11E), then north along Reservation boundary (Cascade Crest) to USFS 5603 Rd., then west to the USFS 56 Rd., then west to the Cispus River, then northwest down the Cispus River to the USFS 26 Rd. (Ryan Lake Road), then west and south on the USFS 26 Rd. to USFS 99 Rd., then northeast to the USFS 25 Rd., then south to Muddy River, then south down the Muddy River to the North Fork Lewis River, then west to the USFS 90 Rd. bridge (Eagle Cliff), then east on USFS 90 Rd. to USFS 51 Rd., then southeast to USFS 30 Rd., then northeast on the USFS 30 Rd. to USFS 24 Rd., then southeast to the State Highway 141, then northeast on State Highway 141 to Trout Lake and point of beginning. (See Gifford Pinchot National Forest map)

GMU 564-Battle Ground (Clark and Skamania counties): Beginning on the Interstate 5 at the Lewis River Bridge and the Lewis River; then northeast along the Lewis River (Cowlitz-Clark County line) to the Merwin Dam; then on a southeast line to the transmission line; then south on the transmission line to the County Road 20; then southeast on County Road 20 to the Pup Creek Road; then southeast on Pup Creek Road to County Road 16; then southeast on County Road 16 through Yacolt to County Road 12; then southeast on County Road 12 to Dole Valley Road; then south on the Dole Valley Road to Rock Creek Road; then southeast and south on the DNR 1000 Road to DNR 1500 Road; then east on DNR 1500 Road to N.E. 412 Ave.; then south on N.E. 412th Ave. to Skye Road; then east and south on the Skye Road to Washougal River Road; then south on Washougal River Road to State Highway 140; then southeast on State Highway 140 to Cape Horn Road; then south on Cape Horn Road to the Columbia River; then west down the Columbia River (including islands in Washington) to the Lewis River; then north along the Lewis River to the Interstate 5 Bridge and the point of beginning. (See Wash-

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ington Atlas & Gazetteer, Forest Protection Map "St. Helens West")

GMU 568-Washougal (Clark and Skamania counties): Beginning at Merwin Dam on the Lewis River and Lake Merwin; then northeast along Lake Merwin (Cowlitz-Clark County line) to Canyon Creek; then southeast along Canyon Creek to N.E. Healy Road; then east on N.E. Healy Road to USFS Road 54; then east on USFS Road 54 to USFS Road 37; then northwest on USFS Road 37 to USFS Road 53; then south on USFS Road 53 to USFS Road 4205 (Gumboat Road); then south on USFS Road 4205 to USFS Road 42 (Green Fork Road); then southwest on USFS Road 42 to USFS Road 41 (Sunset Hemlock Road) at Sunset Falls; then east on USFS Road 41 to USFS Road 406 at Lookout Mountain; then southeast on USFS Road 406 to the boundary of the Gifford Pinchot National Forest; then due east on the National Forest boundary to Rock Creek; then southeast along Rock Creek to Stevenson and the Columbia River; then west down the Columbia River (including the islands in Washington) to the Cape Horn Road; then north on the Cape Horn Road to State Highway 140; then west on State Highway 140 to the Washougal River Road; then northwest on the Washougal River Road to the Skye Road; then northwest on the Skye Road to N.E. 412th Ave.; then northwest on DNR 1500 Road to DNR 1000 Road; then north and west on DNR 1000 Road to Dole Valley Road; then north on the Dole Valley Road to County Road 12; then northwest on County Road 12 to Moulton and County Road 16; then northwest on County Road 16 through Yacolt and Amboy to the Pup Creek Road; then northwest on the Pup Creek Road to County Road 20; then north on County Road 20 to the transmission line; then north on the transmission line to Merwin Dam on the Lewis River and the point of beginning. (See Washington Atlas & Gazetteer)

GMU 572-Siouxon (Skamania and Clark counties): Beginning at the Yale Dam and Yale Lake; then north along Yale Lake (Cowlitz-Clark County line) to the North Fork Lewis River and Lewis River (old river bed); then northeast along the Lewis River to the Swift Creek Reservoir; then east along the Swift Creek Reservoir to Eagle Cliff Bridge and USFS Road 90; then east on USFS Road 90 to USFS 51 (Curly Creek Road); then southeast on USFS Road 51 to USFS Road 30; then north on USFS Road 30 to USFS Road 24 (Twin Butte Road); then south on USFS Road 24 to USFS Road 60 (Carson Guler Road); then southwest on USFS Road 60 to USFS Road 65 (Panther Creek Road); then southwest on USFS Road 65 to the Wind River Highway; then northwest on the Wind River Highway to Stabler; then west on Hemlock Road to USFS Road 41 (Sunset-Hemlock Road); then west on the USFS Road 41 to Sunset Falls and USFS Road 42 (Green Fork Road); then northeast on USFS Road 42 to USFS Road 4205 (Gunboat Road); then north on USFS Road 4205 to USFS Road 53; then northwest on USFS Road 53 to USFS Road 54 (N.E. Healy Road); then west on USFS Road 54 to Canyon Creek; then north along Canyon Creek to the Lewis River; then northeast along the Lewis River to the Yale Dam and the point of beginning. (See Gifford Pinchot National Forest map, and Forest Protection Map "St. Helens West")

GMU 574-Wind River (Skamania County): Beginning at Little Lookout Mountain on USFS Road 41 (Sunset-Mowich Butte); then east on USFS Road 41 to Stabler; then east on the Hemlock Road to the Wind River Road; then southeast on the Wind River Road to USFS Road 65 (Panther Creek Road); then north on USFS Road 65 to Old State Road; then east to the USFS Road 60 (Carson-Guler Road); then northeast on USFS Road 60 to USFS Road 24 and State Highway 141 to USFS Road 86; then south on USFS Road 86 to USFS Road 1840; then south on USFS Road 1840 to USFS Road 18 (Oklahoma Road); then south on USFS Road 18 to Willard and the Little White Salmon River; then south on the Little White Salmon River to the Columbia River: then west along the Columbia River to the mouth of Rock Creek; then northwest along Rock Creek through Stevenson to the south boundary of Gifford Pinchot National Forest; then on the south boundary of Gifford Pinchot National Forest due west to USFS Road 4100-406; then northwest on USFS Road 4100-406 to USFS Road 41 and the point of beginning. (See Washington Atlas & Gazetteer, Gifford Pinchot National Forest map)

GMU 576-White Salmon (Klickitat, Yakima, and Skamania counties): Beginning at the mouth of the Klickitat River (Lyle) to the Fisher Hill Bridge, then north along the Fisher Hill Road (P-2000) to the Gravel Pit Road, then west to the B-Z Corners-Glenwood Road, then southwest to Highway 141 (B-Z Corners), then north to Trout Lake, then west on Highway 141 to USFS 86 Rd., then south to the USFS 1840 Rd., then south on the USFS 1840 Rd. to the USFS 18 Rd. (Oklahoma Road), then south on the 18 Rd. to Willard and the Little White Salmon River, then south down the Little White Salmon River to the Columbia River, then east up the Columbia River to the Klickitat River and point of beginning. (See Washington Atlas & Gazetteer)

GMU 580-Sixprong (Klickitat and Yakima counties): Beginning on State Highway 14 at Sundale, then east to the Goldendale-Goodnoe Hills Road; then northwest along Goldendale-Goodnoe Hills Road to Dot Road; then north along the Dot Road to Cleveland; then along the Goldendale-Bickleton Road to the Yakima County line; then east along the Yakima County line to Alderdale Road; then southeast along the Alderdale Road to State Highway 14 and Columbia River; then west along the state line to Sundale and the point of beginning. (See Washington Atlas & Gazetteer)

GMU 584-Goodnoe (Klickitat County): Beginning at the U.S. Highway 97 bridge on the Columbia River (Maryhill), then north on Highway 97 to Satus Pass and the Yakima Indian Reservation, then east along south Reservation boundary to the Yakima County line, then east to Goldendale/Bickleton Road, then southwest to Cleveland and Dot Road, then south to Goldendale/Goodnoe Hills Road, then southeast to State Highway 14, then west to Sundale and mouth of Chapman Creek, then west down the Columbia River to U.S. Highway 97 bridge and point of beginning. (See Washington Atlas & Gazetteer)

GMU 586-Glenwood (Klickitat County): Beginning at B-Z Corners and State Highway 141, then north on State Highway 141 to Trout Lake and the USFS 80 Rd., then north to the USFS 17 Rd., then northeast to USFS 82 Rd., then northeast on USFS 82 Rd, to the Yakima Indian

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Reservation boundary (Sec. 16, T7N, R11E, then south along the Reservation boundary to King Mountain and the southwest corner of the reservation (Sec. 27, T7N, R11E.), then east along boundary (approximately one mile) to the end of King Mountain Road, then north to the northern boundary of the Reservation at Sec. 2, T7N, R11E, then east to the northeastern corner of section 4, T7N, R12E, then southeasterly along boundary to Summit Creek Primary Road, then south to the Glenwood/Goldendale Road, then northwest on the Glenwood/Goldendale Road to the Gravel Pit Road, then south on the Lakeside Road to the B-Z Corners/Glenwood Road, then southwest to B-Z Corners and point of beginning. (See Washington Atlas & Gazetteer and DNR Mt. Adams Quadrangle map)

GMU 588-Grayback (Klickitat County): Beginning at Highway 97 bridge across Columbia River (Maryhill), then west down the Columbia River to Lyle and the mouth of the Klickitat River, then up the Klickitat River to the Fisher Hill Bridge, then north along the Fisher Hill Road (P-2000) to the Lakeside Road, then north on the Lakeside Road to the Gravel Pit Road, then northwest to the Glenwood/Goldendale Road, then east and southeast on the Glenwood/Goldendale Road to the Summit Creek Primary Road, then northeast to the Yakima Indian Reservation boundary, then east along the southern boundary of the Reservation to Highway 97 (Satus Pass Highway), then south on Highway 97 to Maryhill and point of beginning. (See Washington Atlas & Gazetteer)

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GMU 601-Hoko (Clallam County): Beginning at the mouth of the Hoko River, then up the river to State Highway 112; then southeast along State Highway 112 to its junction with the Hoko-Ozette Road; then southeast along the Hoko-Ozette Road to the Olympic National Park boundary; then north along the Olympic National Park boundary to the Makah Indian Reservation boundary; then east and north along the Makah Indian Reservation boundary to the Strait of Juan de Fuca; then southeast along the shore of the Strait of Juan de Fuca to the mouth of the Hoko River and the point of beginning. (See updated Olympic National Forest and Olympic National Park map and Washington Atlas & Gazetteer)

GMU 602-Dickey (Clallam County): Beginning at the mouth of the Clallam River, then up the river to State Highway 112; then south along State Highway 112 to its junction with the Burnt Mountain Road; then southwest along the Burnt Mountain Road to its junction with U.S. Highway 101; then southwest along U.S. Highway 101 to the junction with the LaPush Road; then southwest along LaPush Road to the Olympic National Park boundary; then north along the Olympic National Park boundary to the Hoko-Ozette Road; then northeast along the Hoko-Ozette Road to its junction with State Highway 112; then northwest along State Highway 112 to the Hoko River; then down the Hoko River to its mouth and the Strait of Juan de Fuca; then east along the shore of the Strait of Juan de Fuca to the mouth of the Clallam River and the point of beginning. (See updated Olympic National Forest and Olympic National Park map and Washington Atlas & Gazetteer)

GMU 603-Pysht (Clallam County): Beginning at the mouth of the Clallam River; then up the river to the State Highway 112; then south along State Highway 112 to its junction with the Burnt Mountain Road; then southwest along the Burnt Mountain Road to its junction with U.S. Highway 101; then east along U.S. Highway 101 to the point where the highway enters the Olympic National Park, about one mile west of Lake Crescent; then north and east along the Olympic National Park boundary to the Elwha River; then north down the Elwha River to its mouth and the Strait of Juan de Fuca; then west along the shore of the Strait of Juan de Fuca to the mouth of the Clallam River and the point of beginning. EXCEPT that part of the Lower Elwha Indian Reservation within this boundary. (See updated Olympic National Forest and Olympic National Park map and Washington Atlas & Gazetteer)

GMU 607-Soleduck (Clallam County): Beginning at Forks, then south along U.S. Highway 101 to the Bogachiel River; then east up the Bogachiel River to the Olympic National Park boundary; then north and east along the Olympic National Park boundary to its intersection with U.S. Highway 101; then west and south along U.S. Highway 101 to Forks to the point of beginning. (See updated Olympic National Forest and Olympic National Park map and Washington Atlas & Gazetteer)

GMU 612-Goodman (Jefferson and Clallam counties): Beginning at LaPush on the Pacific Ocean, then east along the LaPush Road to its junction with U.S. Highway 101 north of Forks; then south along U.S. Highway 101 to the Pacific Ocean below the mouth of the Hoh River; then north along the Pacific Ocean to LaPush and the point of beginning; EXCEPT that part of the Hoh Indian Reservation and the Olympic National Park within this boundary. (See updated Olympic National Forest and Olympic National Park map and Washington Atlas & Gazetteer)

GMU 615-Clearwater (Jefferson County): Beginning at the junction of Bogachiel River and U.S. Highway 101, then east up the Bogachiel River to the Olympic National Park boundary; then south, east and west along the Olympic National Park boundary to where it meets the boundary of the Quinault Indian Reservation; then west along the Quinault Indian Reservation boundary to U.S. Highway 101; then north and east along U.S. Highway 101 to the Bogachiel River and point of beginning; EXCEPT that part of the Olympic National Park within this boundary. (See updated Olympic National Forest and Olympic National Park map and Washington Atlas & Gazetteer)

GMU 618-Matheny (Jefferson and Grays Harbor counties): Those lands between the Queets and Quinault Rivers that are outside the Olympic National Park and outside the Quinault Indian Reservation. (See Olympic National Forest map)

GMU 621-Olympic (Jefferson, Clallam and Mason counties): Beginning at the junction of U.S. Highway 101 and the Elwha River, then south up the Elwha River to the Olympic National Park boundary; then east and south along Olympic National Park boundary to the North Fork of the Skokomish River; then south down the North Fork of the Skokomish River to Lake Cushman; then southeast along the

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west shore of Lake Cushman to Cushman Upper Dam; then east along the Power Dam Road to its intersection with Lake Cushman-Hoodsport Road; then southeast on Lake Cushman-Hoodsport Road to U.S. Highway 101 and Hood Canal; then north along Hood Canal to Dabob Bay and Quilcene Bay to East Quilcene Road at the north end of Quilcene Bay; then west along East Quilcene Road to its junction with Chimacum Center Road; then south along Chimacum Center Road to Quilcene and U.S. Highway 101; then north and west along U.S. Highway 101 to the Elwha River and the point of beginning. EXCEPT that part of the Lower Elwha Indian Reservation within this boundary. (See updated Olympic National Forest and Olympic National Park map and Washington Atlas & Gazetteer)

GMU 624-Coyle (Clallam and Jefferson counties): Beginning at the mouth of the Elwha River, then south up the Elwha River to U.S. Highway 101; then east and south along U.S. Highway 101 to Quilcene; then north on the Chimacum Center Road to its junction with East Quilcene Road; then east on the East Quilcene Road to Quilcene Bay; then south along the east shore of Quilcene Bay to Dabob Bay and Hood Canal; then north along the shore of Hood Canal to Puget Sound; then north through Admirality Inlet to Port Townsend and Juan de Fuca Straits (including Marrowstone Island); then west along the south shore line of Juan de Fuca Straits to the mouth of the Elwha River and the point of beginning; EXCEPT all of Indian Island in Jefferson County. (See updated Olympic National Forest and Olympic National Park map and Washington Atlas & Gazetteer)

GMU 625-Indian Island (Jefferson County): Indian Island in Jefferson County. (See Washington Atlas & Gazetteer)

GMU 627-Kitsap (Kitsap, Mason, Pierce and King counties): Beginning at the town of Allyn on State Highway 3; then north along Highway 3 to Belfair; then north up the "Old Belfair Highway" to its junction with the Bear Creek-Dewatto Road; then west on Bear Creek-Dewatto Road to the Mason-Kitsap County line; then west along the Mason-Kitsap county line to Hood Canal; then north along the shoreline of Hood Canal to Puget Sound at Hansville; then south through Puget Sound to Nisqually Reach and Case Inlet; then north up Case Inlet to the town of Allyn and the point of beginning; also Vashon Island. (See Washington Atlas & Gazetteer)

GMU 633-Mason (Mason County): Beginning at the Mason-Thurston County Line on U.S. Highway 101 at Oyster Bay; then north and east through Oyster Bay, Totten Inlet-Dana Passage and Case Inlet to the town of Allyn on State Highway 3; then north along Highway 3 to Belfair; then north up the "Old Belfair Highway" to its junction with the Bear Creek-Dewatto Road; then west on the Bear Creek-Dewatto Road to its junction with the Dewatto-Holly Road; then west along the Mason-Kitsap County Line to Hood Canal; then south through Hood Canal to Hoodsport and U.S. Highway 101; then south along Highway 101 to the Mason-Thurston County Line and the point of beginning. (See the Washington Atlas & Gazetteer)

GMU 636-Skokomish (Grays Harbor and Mason counties): Beginning at the junction of the Lake Cushman-

Hoodsport Road and U.S. Highway 101 at Hoodsport; then south down U.S. Highway 101 to its junction with the Shelton Dayton-Matlock Road (County Road 9010); then west to the town of Matlock; then west on the Matlock-Deckerville Road and Middle Satsop Road to the Kelly Road (C-500 Line); then north on the Kelly Road to its junction with the L-600 Line (Canyon River Road, Road 2260); then west on the L-600 line to USFS Road 22 (Montesano-Grisdale Road); then north on USFS Road 22 through Grisdale; then west and south on USFS Road 22 to where it crosses the East Fork of the Humptulips River; then upstream on the East Fork Humptulips River to the most northern point crossed by the range line 7W.W.M. and 8W.W.M., then north on this range line to its junction with Road 2302 (USFS Road 2204-200); then east and north on Road 2302 to the Olympic National Park Boundary; then east along the Olympic Park boundary to the North Fork of the Skokomish River; then south down the North Fork of the Skokomish River to Lake Cushman; then southeast along the west shore of Lake Cushman to Cushman Upper Dam; then east along the Power Dam Road to its intersection with Lake Cushman-Hoodsport Road; then southeast on Lake Cushman-Hoodsport Road to U.S. Highway 101 and the point of beginning. (See Washington Atlas & Gazetteer)

GMU 638-Quinault Ridge (Grays Harbor and Jefferson counties): Beginning at the Olympic National Park boundary at the northwest corner of Lake Quinault; then southwest along the south shore of Lake Quinault to the boundary of the Quinault Indian Reservation; then southwest along this boundary to U.S. Highway 101; then south along U.S. Highway 101 to Quinault Ridge Road (Forest Service Road #2258); then northeast along the Quinault Ridge Road to the Forest Service Road #2280; then east along Forest Service Road #2280 to the Forest Service Road #2220; then north and south along that road to the Forest Service Road #2204; then northeast along Forest Service Road #2204 to the 2204-200 Spur Road; then north along this spur road to the boundary of the Olympic National Park; then west along the Olympic National Park Boundary to Lake Quinault and the point of beginning. (See Olympic National Forest map)

GMU 639-Humptulips (Grays Harbor County): Beginning at the junction of U.S. Highway 101 and the Quinault Ridge Road (Forest Service Road #2258); then northeast along Quinault Ridge Road to the Forest Service Road #2280; then east along Forest Service Road #2280 to the Forest Service Road #2220; then north and south along Forest Service Road #2220 to the Forest Service Road #2204; then northeast along Forest Service Road #2204 and the 2204-200 Spur Road to a point crossed by the range line between range 7W.W.M. and 8W.W.M.; then south on this range line to the most northern point crossed by the East Fork of the Humptulips River; then downstream on the East Fork of the Humptulips to the USFS 22 Road; then west and south along USFS 22 Road to its junction with the Donkey Creek Road; then southwest along the Donkey Creek Road (Forest Service Road #22) to its junction with U.S. Highway 101; then north along U.S. Highway 101 to its junction with the Quinault Ridge Road (Forest Service Road #2258) and the point of beginning. (See Olympic National Forest map)

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GMU 642-Copalis (Grays Harbor County): Beginning at the U.S. Highway 101 bridge crossing the Hoquiam River in the City of Hoquiam; then north along U.S. Highway 101 to the boundary of the Quinault Indian Reservation; then southwest along the Quinault Indian Reservation boundary to the Pacific Ocean; then south along the shore of the Pacific Ocean to Grays Harbor; then east along the north shore of Grays Harbor to the mouth of the Hoquiam River; then north along the Hoquiam River to U.S. Highway 101 and the point of beginning. (See Washington Atlas & Gazetteer)

GMU 648-Wynoochee (Grays Harbor County): Beginning at the junction of U.S. Highway 101 and the Donkey Creek Road; then northeast along the Donkey Creek Road (Forest Service Road #22) to its junction with the Donkey Creek-Grisdale Road; continuing east on this road (Forest Service Road #22) to Camp Grisdale (south of Wynoochee Lake); then south along the Grisdale-Montesano Road (Forest Service Road #22) to the junction with the L-600 line (Canvon River Road, Road 2260); then east along the L-600 line to the concrete bridge over the West Fork of the Satsop River in Sec. 15, T.21N., R.7W.W.M.; then south down the West Fork and the main stream of the Satsop River to U.S. Highway 12; then west along U.S. Highway 12 to its junction with U.S. Highway 101 in Aberdeen; then west and north along U.S. Highway 101 to its junction with the Donkey Creek Road and the point of beginning. (See Washington Atlas & Gazetteer)

GMU 651-Satsop (Grays Harbor, Mason and Thurston counties): Beginning at the U.S. Highway 12 Bridge on the Satsop River, then upstream on the Satsop River to its junction with the West Fork of the Satsop River; then up the West Fork of the Satsop to the concrete bridge on the L-600 Road (Canyon River Road, Road 2260); then east on the L-600 Line to its junction with the Kelly Road; then south on the Kelly Road to the Middle Satsop Road; then east on the Middle Satsop and Matlock-Deckerville Roads to the town of Matlock; then east on the Shelton-Matlock Road (County Road 9010) to its junction with U.S. Highway 101; then south on U.S. Highway 101 to its junction with State Route #8, then west on State Route 8 to its junction with U.S. Highway 12; then west along Highway 12 to the Satsop River and the point of beginning. (See Washington Atlas & Gazetteer)

GMU 658-North River (Grays Harbor and Pacific counties): Beginning at the U.S. Highway 101 bridge across the Chehalis River in Aberdeen; then west along the Chehalis River to the river mouth; then west along the southern shore of Grays Harbor to the Pacific Ocean; then south along the Pacific Ocean to Willapa Bay; then east in Willapa Bay to the mouth of the Willapa River; then east up the Willapa River to U.S. Highway 101 in the City of Raymond; then north along U.S. Highway 101 to the Chehalis River Bridge and the point of beginning; also Rennie Island. (See Washington Atlas & Gazetteer)

GMU 660-Minot Peak (Grays Harbor and Pacific counties): Beginning at the junction of U.S. Highway 101 and U.S. Highway 12 in Aberdeen; then south along U.S. Highway 101 to the Smith Creek Road; then east along the Smith Creek Road to its junction with the North River Road;

then east along the North River Road through Brooklyn and continuing east along the Brooklyn-Oakville Road to the town of Oakville; then north along U.S. Highway 12 to Elma; then west along U.S. Highway 12 to U.S. Highway 101 and the point of beginning. (See Washington Atlas & Gazetteer)

GMU 663-Capitol Peak (Grays Harbor and Thurston counties): Beginning at the intersection of Highway 8 and Highway 12 near Elma; then southeast along U.S. Highway 12 to its junction with the Moon Road; then north on the Moon Road to the Gate-Mima Road; then northeast on Gate-Mima Road to Waddell Creek Road; then northeast and then northwest on Waddell Creek Road to Delphi Road; then north on the Delphi Road to U.S. Highway 101; then west on Highway 101 to Highway 8; then west on Highway 8 to Elma and Highway 12 and the point of beginning. (See Washington Atlas & Gazetteer)

GMU 666-Deschutes (Thurston County): Beginning at the mouth of the Nisqually River; then south on the Nisqually River to old Pacific Highway (Mounts Road); then southwest on old Pacific Highway (Mounts Road) to Highway 510; then southeast on Highway 510 to Yelm Highway; then southwest and west on the Yelm Highway to Spurgeon Creek Road; then south on the Spurgeon Creek Road to Rainier Road; then northwest on Rainier Road to Stedman Road; then west and south on Stedman Road to Waldrick Road; then west on Waldrick Road to Pacific Highway S.E. (Old Highway 99); then north on Pacific Highway S.E. (Old Highway 99) to McCorkle Road; then west on McCorkle Road to 113th Avenue; then west on 113th Avenue to Littlerock Road; then north on Littlerock Road to 110th Avenue; then west on 110th Avenue to Delphi Road; then north on Delphi Road to U.S. Highway 101; then northwest on Highway 101 to the Mason-Thurston county Line at Oyster Bay; then northeast and southeast through Totten Inlet, Dana Passage and Nisqually Reach to the mouth of the Nisqually River and the point of beginning. (See Washington Atlas & Gazetteer)

GMU 667-Skookumchuck (Thurston and Lewis counties): Beginning at the old Pacific Highway (Mounts Road) Bridge on the Nisqually River; then upstream on the Nisqually River to Alder Lake; then along the north shore of Alder Lake to the town of Elbe and Highway 7; then south on Highway 7 to Highway 508 at Morton; then west on Highway 508 to the Centralia-Alpha Road; then west on the Centralia-Alpha Road and Salzer Road to Pearl Street; then north on Pearl Street to Highway 507; then northwest on Highway 507 to Interstate 5 then north on Interstate 5 to U.S. Highway 12; then west on Highway 12 to Moon Road; then north on Moon Road to the Gate-Mima Road; then northeast on the Gate-Mima Road to Waddell Creek Road; then northeast on the Waddell Creek Road to the Delphi Road; then south on the Delphi Road to 110th Avenue; then east on 110th Avenue to Littlerock Road; then south on Littlerock Road to 113th Avenue; then east on 113th Avenue to McCorkle Road; then east on McCorkle Road to Pacific Highway S.E. (Old Highway 99); then south on Pacific Highway S.E. (Old Highway 99) to Waldrick Road; then east on Waldrick Road to Stedman Road; then north and east on Stedman Road to Rainier Road; then southeast on Rainier

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Road to Spurgeon Creek Road; then north on Spurgeon Creek Road to the Yelm Highway; then east and northeast on Yelm Highway to Highway 510; then northwest on Highway 510 to Pacific Highway; then northeast on Pacific Highway to the Nisqually River and the point of beginning. (See Washington Atlas & Gazetteer)

GMU 669-Palix (Pacific County): Beginning at the U.S. Highway 101 Bridge across the Willapa River in Raymond; then west along the Willapa River to Willapa Bay; then south along the east shore of Willapa Bay to the mouth of the North Nemah River; then northeast up the North Nemah River and Williams Creek to the North Nemah Road Crossing (or North Nemah A Line); then east on the North Nemah A Line to the Williams Creek A Line; then northeast on the Williams Creek A Line to the C2000 Line to the Trap Creek A Line; then east on the Trap Creek A Line (on the north side of the Trap Creek Lookout) to the Bonneville Power Line Road; then north on the Bonneville Powerline Road to its junction with State Highway 6; then northwest along Highway 6 to its junction with U.S. Highway 101 in the City of Raymond; then north along U.S. Highway 101 to the bridge across the Willapa River and the point of beginning. (See Washington Atlas & Gazetteer)

GMU 672-Fall River (Pacific, Lewis and Grays Harbor counties): Beginning at the junction of U.S. Highway 101 and State Highway 6 in Raymond; then east along State Highway 6 to Doty Road (Stevens Road); then northwest on Stevens Road to the Elk Creek Road (in Doty); then west on the Elk Creek Road to the 7000 Road; then west on the 7000 Road to the 7800 Road; then west on the 7800 Road to the 720 Road to Garrard Creek Road; then northeast on the 720 Road to Garrard Creek Road; then north on the Garrard Creek Road to the Brooklyn-Oakville Road; then east along the Brooklyn-Oakville Road, North River Road, to the Smith Creek Road; then southwest along the Smith Creek Road to U.S. Highway 101; then south on U.S. Highway 101 to its junction with State Highway 6 and the point of the beginning. (See Washington Atlas & Gazetteer)

GMU 678-Nemah (Pacific and Wahkiakum counties): Beginning at the mouth of the North Nemah River on Willapa Bay; then northeast up the North Nemah River and Williams Creek to the North Nemah Road Crossing (or North Nemah A Line); then east on the North Nemah A Line to the Williams Creek A Line to the C2000 line to the Trap Creek A Line; then east along the Trap Creek A Line (north side of Trap Creek Lookout) to the Bonneville Powerline Road; then south along the Powerline Road to the Salmon Creek Road; then southwest along the Salmon Creek Road to State Highway 4; then west along State Highway 4 to its junction with U.S. Highway 101 at Johnson's Landing and continuing west along U.S. Highway 101 to the Naselle River bridge; then down the Naselle River to Willapa Bay; then north along the shore of Willapa Bay to the mouth of the North Nemah River and the point of beginning. (See Washington Atlas & Gazetteer)

GMU 681-Bear River (Pacific and Wahkiakum counties): Beginning at the Deep River Bridge on State Highway 4; then down the Deep River to the Columbia River; then west along the Columbia River to the mouth of the Wallacut River; then up the Wallacut River to U.S. Highway 101;

then northwest on U.S. Highway No. 101, north on Alternate U.S. Highway No. 101 and northeast on U.S. Highway 101 to the Bear River; then down the Bear River to Willapa Bay; then north along the shore of Willapa Bay to the mouth of the Naselle River and up the Naselle River to U.S. Highway 101; then east along U.S. Highway 101 to its junction with State Highway 4 at Johnson's Landing; then southeast along State Highway 4 to the Deep River Bridge and the point of beginning. (See Washington Atlas & Gazetteer)

GMU 684-Long Beach (Pacific County): The Long Beach Peninsula and those lands west of the following line; beginning at the mouth of Bear River; then up the Bear river to U.S. Highway 101; then southwest along U.S. Highway 101 to Alternate U.S. Highway 101; then south along Alternate U.S. Highway 101 to U.S. Highway 101; then southeast along U.S. Highway 101 to the Wallacut River; then down the Wallacut River to the Columbia River. (See Washington Atlas & Gazetteer)

DEER AREA DESCRIPTIONS

Deer Area No. 001 Champion North (Pierce County): Beginning at the point where the Bonneville Power Transmission Line crosses the Carbon River (about 14 miles northwest of Carbonado); then south and west up the Carbon River to where it intersects State Highway No. 165; then south and east along State Highway No. 165 to where it intersects the Mt. Rainier National Park boundary; then south along said boundary to where it intersects the North Fork Puyallup River; then north and west down the North Fork Puyallup River and the Puyallup River to where it intersects the Bonneville Power Transmission Line (about three miles south of Orting); then north and east along said power transmission line to the point of beginning. (See Washington Atlas & Gazetteer)

Deer Area No. 002 Champion South (Pierce County): Beginning at the point where Champion's 1 Road crosses the Puyallup River (approximately 1 1/2 miles NE of Kapowsin) then southeast up the Puyallup River to the confluence with Deer Creek; then south up Deer Creek to where it intersects the 243 Road; then northwest along the 243 Road to where it intersects the 24 Road; then southwest along the 24 Road to where it intersects the 3270 Road; then west along the 3270 Road to where it intersects the 327 Road; then southwest along the 327 Road to where it crosses Busy Wild Creek (near Lake Lorraine); then west down the Busy Wild Creek to its confluence with the North Fork Mashel River; then up the North Fork Mashel River (about 1 mile) to the point nearest the southernmost extension of the 311 Road (T16N, R6E, Sec. 19, SW 1/2 of SW 1/2); then in a line to the 311 Road; then along 311 Road to where it intersects the 3113 Road; then north along the 3113 Road to where it intersects the 843 Road; then along the 843 Road to where it intersects the 84 Road; then along the 84 Road to where it intersects the 8 Road; then north along the 8 Road to where it intersects the 82 Road; then along the 82 Road to where it intersects the township line between Townships 16 & 17 North, W.M.; then west on said line to where it intersects the range line between Ranges 4 & 5 East, W.M.; then north on said line to northwest corner of Sec. 31, T17N, R5E; then east on section line between sections 30 and 31,

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T17N, R5E to 1/4 corner (Champion ownership); then north from said corner along ownership line to the point closest to the southernmost extension of the 0-100 Road (approx. 3/4 mile); then in a northwest line to the 0-100 Road, then along the 0-100 Road to where it intersects with Ohop Creek; then northwest along Ohop Creek to where it empties into Lake Kapowsin; then northeast along the east shore of Lake Kapowsin to the point closest to the start of the 1 Road; then along the 1 Road to point of beginning. (See Washington Atlas & Gazetteer)

Deer Area No. 010 Pyramid (Chelan County): That part of GMUs 306 and 304 beginning at the Glacier Peaks Wilderness and Lake Chelan; then south along Lake Chelan to Corral Creek Campground; then west to the intersection of trail #1433 and Butte Trail #1440; then northwest along Butte Trail #1440 to South Pyramid Trail #1439; then southwest to intersection of trail #1437; then due west to Trail #1434; then northwest to Trail #1435; then south to Trail #1400; then southeast to Garland Creek; then west to Garland Peak; then north along trail #1408 to Trail #1515; then south to Trail #1527; then north to Estes Butte and continuing along the Glacier Peaks Wilderness boundary to beginning. (See Wenatchee National Forest map)

Deer Area No. 030 Squaw Creek (Benton, Kittitas, Yakima counties): That portion of GMU 370 north of State Highway 24. (See Washington Atlas and Gazetteer)

Deer Area No. 031 Patterson (Benton and Klickitat counties): Beginning at the junction of Highway No. 14 at Patterson; then west on Highway No. 14 to Alderdale Road; then north on Alderdale Road (including section 22 of Township 5N, R23E) to Smith Road; then east on Smith Road to McKinley Springs Road; then northeast on McKinley Springs Road to Horrigan Road; then east on Horrigan Road to Highway No. 221; then south on Highway No. 221 to Highway No. 14 and point of beginning. (See Washington Atlas and Gazetteer)

Deer Area No. 040 Foss River (King County in the Alpine Lakes Wilderness Area): Beginning at the intersection of the Dingford Creek Trail (USFS Trail 1005) and the Alpine Lakes Wilderness Area boundary; then north along USFS Trail 1005 to Little Myrtle Lake; then in a northeast line approximately one-half mile to Marlene Lake; then down the tributary from Marlene Lake to its intersection with USFS Trail 1072 near Lake Dorothy; then north along USFS Trail 1072 to its intersection with the Alpine Lakes Wilderness Area boundary; then north and east along the wilderness boundary to the Pacific Crest Trail at Hope Lake; then south along the Pacific Crest Trail to Ridge Lake; then in a northwest direction approximately one-half mile to Gravel Lake; then down the Gravel Lake tributary to Goat Creek; then down Goat Creek to its intersection with Alpine Lakes Wilderness Area boundary; then north and west along the wilderness area boundary to the point of beginning. (See Washington Atlas and Gazetteer)

Deer Area 041 Pilchuck (Snohomish and King counties): Beginning at the mouth of the Stillaguamish River; then up the Stillaguamish River to Arlington; then northeast along Highway 530 to a point in Section 10, T32N, R7E where it

intersects with the City of Seattle power transmission line; then southwest along the transmission line to the point where it crosses the divide between Jim Creek and the north fork of Canyon Creek (Section 11, T31N, R7E), then down the north fork of Canyon Creek and Canyon Creek to the south fork Stillaguamish River, then down the Stillaguamish River to Jordan Road, then along Jordan Road to Granite Falls then south along Menzel Lake Road to the Pilchuck River Road (P-5000); then east on P-5000 Road to Culmback Dam (Spada Lake); then southeast on Culmback Dam Road to Sultan Basin Road at Olney Pass; then south on Sultan Basin Road to Kellogg Lake Road to U.S. Highway 2 east of Sultan; then west on Highway 2 to Monroe; then south on Highway 203 to Duvall; then north down the Snoqualmie River to the Snohomish River and down the Snohomish River to Puget Sound; then north along the shore of Puget Sound to the mouth of the Stillaguamish River and the point of beginning. (See Washington Atlas and Gazetteer or Mount Baker/Snoqualmie National Forest map.)

Deer Area 042 Tolt (King and Snohomish counties): Beginning at intersection of Highway 202 and the Tokul Creek Road S.E. (near Snoqualmie Falls); then north on Tokul Creek Road S.E. and onto S.E. 53rd Way then onto the S.E. 53 Road; then along S.E. 53rd Road to its junction with the Weyerhaeuser mainline; then north on Weyerhaeuser mainline road through Gate 4 onto the Weyerhaeuser mainline truck road; then north on Weyerhaeuser mainline truck road (approximately 23 miles) to its junction with Proctor Creek Road; then north on Proctor Creek Road to its junction with Highway 2; then west on Highway 2 to its junction with Highway 203 at Monroe; then south on Highway 203 to its junction with Highway 202; then east along Highway 202 to the point of beginning. (See Washington Atlas and Gazetteer or Weyerhaeuser Recreational Map and Thomas Brothers Guide.)

Deer Area No. 060 Olympic Wilderness (Clallam, Jefferson, Grays Harbor and Mason counties): The Buckhorn, Colonel Bob, Mt. Skokomish, the Brothers and Wonder Mountain Wilderness areas of Olympic National Forest. (See Olympic National Forest map for these primitive roadless areas)

Deer Area No. 061 Marrowstone Island (Jefferson County): Marrowstone Island in Jefferson County. (See Washington Atlas and Gazetteer)

ELK AREA DESCRIPTIONS

Elk Area No. 001 Trinidad (Grant, Douglas, Okanogan, Adams, and Franklin counties): All of Douglas, Grant, Okanogan, Adams, and Franklin counties except closed in the corridor described as follows: Beginning at East Wenatchee and Highway 28 and proceeding along Highway 28 to Road "U" N.W. in Grant County; then south on Road "U" N.W. to Road "9" N.W.; then west on Road "9" N.W. to Ancient Lake Road; then south on the Ancient Lake Road to the northwest corner of Sec. 8, T19N, R23E W.M. (yellow cattle guard); then west to midstream of the Columbia River; then north up midstream of the Columbia River to

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East Wenatchee and the point of beginning. (See official road map of Douglas and Grant counties)

Elk Area No. 002 Caribou (Kittitas County): Beginning at the Highline Canal; then north along the Reecer Creek Road and USFS 35 Road to the junction at the USFS 3517 Road; then east and south along USFS 3517 Road and Lillard Hill Road to the Bonneville Powerlines; then east along the Bonneville Powerlines to the Colockum Pass-Brushy Road (cattle guard); then east along the Brushy Road to the Crossover Road; then south along the Crossover Road to the Perkins/Caribou junction; then east along the Perkins Road to the Beacon Ridge Road; then south along the Beacon Ridge Road to the Old Vantage Highway; then south along a county service road to Interstate #90; then west along Interstate #90 to the Highline Canal near the Stevens Road; then northwest along the Highline Canal to the point of beginning. (See Department of Wildlife map)

Elk Area No. 003 Kingsbury (Chelan, Kittitas counties): That portion of GMU 314 which lies east of the Stemilt Creek, Stemilt Creek Road, Stemilt Hill Road, Stemilt Loop Road and Jump Off Ridge Road. (See Washington Atlas & Gazetteer)

Elk Area No. 004 Wenatchee (Chelan, Kittitas and Okanogan counties): GMUs 300, 304, 306, 308, 316, that portion of 302 which lies in Chelan County; and that portion of 314 which lies west of the following boundaries: Beginning at the mouth of the Stemilt Creek at the Columbia River, south up Stemilt Creek to the Stemilt Creek Road to the Stemilt Hill Road; then east and south along the Stemilt Hill Road to the Stemilt Loop Road; then east along the Jump Off Road to the Jump Off Ridge Road (Bonneville Powerlines); then south along the Jump Off Ridge Road to the Naneum Ridge Road. (See Washington Atlas & Gazetteer)

Elk Area No. 025 Backbone (Lewis County): Beginning at State Highway No. 12 at the Pacific Crest Trail; then northwest and southwest along State Highway No. 12 to Coal Creek in Sec. 1, Twp. 13N., R 9 E.W.M.; then north along the range line between Ranges 9 and 10 E.W.M., across the Cowlitz River to the Gifford Pinchot National Forest boundary in the NE corner of Sec. 1, Twp. 13N., R 9 E.W.M.; then southwest along the National Forest Boundary to the Skate Creek Road (first contact) in Sec. 9. Twp. 13N., R 9 E.W.M.; then northwest along the Skate Creek Road to the mouth of Horse Creek and the south boundary of Mt. Rainier National Park; then east along the south Park boundary to the Pacific Crest Trail; then south along the Pacific Crest Trail to State Highway No. 12 and the point of beginning. (See Gifford Pinchot National Forest map)

Elk Area No. 029 Toledo (Lewis and Cowlitz counties): Beginning at Interstate 5 and State Highway 505 junction, then east along State Highway 505 through the city of Toledo to the Layton Road, then north along the Layton Road to the Evans Road, then east along the Evans Road to the Weyerhaeuser 1800 line to the Weyerhaeuser 1890 line to State Highway 504, then west along State Highway 504 to the Tower Road, then west on Tower Road to the junction of Tower Road and State Highway 504, then west on State Highway 504 to Interstate 5, then north on Interstate 5 to the

junction with State Highway 505 and point of beginning. (See Washington Atlas & Gazetteer)

Elk Area No. 030 Reecer Creek (Kittitas County): Beginning at the Highline Canal; then north along the Reecer Creek Road and USFS 35 Road to the junction of the USFS 3517 Road; then east and south along the USFS 3517 Road and Lillard Hill Road to the Wilson Creek Road to the Highline Canal; then west along the Highline Canal to the point of beginning. (See Wenatchee National Forest map)

Elk Area No. 031 Shushuskin (Kittitas County): Beginning at Damon Road and the Yakima River; then west along Damon Road to Manastash Road; then west on Manastash Road to Cove Road; then south on Cove Road to Umtanum Creek; then east (downstream) along Umtanum Creek to the Yakima River; then north along the Yakima River to the point of beginning. (See Washington Atlas and Gazetteer)

Elk Area No. 032 Malaga (Kittitas and Chelan counties): Beginning at the power line on the Columbia River (approximately 3/4 mile downstream from Colockum Creek); then west and south along the Powerline Road to the intersection with the North Fork Tarpiscan Creek Road (Section 9, T20N, R21E); then north and west along North Fork of Tarpiscan Creek Road to Colockum Pass Road (Section 9, T20N, R21E); then south and west on Colockum Pass Road to section line between Sections 8 and 9 as well as Sections 4 and 5 (T20N, R21E) and Sections 32 and 33 (T21N, R21E); to Mose Carr Road; then west and north on Mose Carr Road to Jumpoff Road; then south and west on Jumpoff Road to Shaller Road; then north and west on Shaller Road to Upper Basin Loop Road; then north and west on Upper Basin Loop Road to Wheeler Ridge Road; then north on Wheeler Ridge Road to the Basin Loop Road (pavement) in Section 10 (T21N, R20E); then north on the Basin Loop Road to Wenatchee Heights Road; then west on Wenatchee Heights Road to Squilchuck Road; then south on Squilchuck Road to Beehive Road (USFS Road 9712); then northwest on Beehive Road to USFS Road 7100 near Beehive Reservoir; then north and west on USFS Road 7100 to Peavine Canyon Road (USFS Road 7101); then north and east on Peavine Canyon Road to Number Two Canyon Road; then north on Number Two Canyon Road to Crawford Street in Wenatchee; then east on Crawford Street to the Columbia River; then south and east along the Columbia River to the powerline south of Colockum Creek and point of beginning. (See Washington Atlas and Gazetteer)

Elk Area No. 033 Peshastin (Chelan County): Beginning at Crawford Street and the Columbia River in Wenatchee; then west on Crawford Street and Number Two Canyon Road to USFS #7101 Road (Peavine Canyon); then west on USFS #7101 Road to Mission Creek Road; then north on Mission Creek Road to USFS #7104 Road (Sand Creek); then west on USFS #7104 Road (Sand Creek) to Camas Creek; then west up Camas Creek to where Camas Creek crosses USFS #7200 Road, T22N, R18E, Section 4; then north along USFS #7200 Road to Highway #97; then north on Highway #97 to USFS #7300 Road (Mountain Home Road); then north on the USFS #7300 Road to the Wenatchee River at Leavenworth; then down the Wenatchee River and Columbia River to the point of beginning. (See Washington Atlas and Gazetteer)

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Elk Area No. 034 Parke Creek (Kittitas County): Beginning at the Highline Canal on Parke Creek Road; then north to the BPA Powerlines; then west along BPA Powerlines (through Sections 22, 16, 8, 5, and 6) to the Cook Canyon Road; then north on Cook Canyon Road to Bonneville Powerlines (Section 19); then west along Bonneville Powerlines to Wilson Creek Road; then south on the Wilson Creek Road to the Highline Canal; then southeast along the Highline Canal to point of beginning. (See Department of Wildlife map)

Elk Area No. 039 Backbone (Lewis County): Legal description same as Elk Area No. 025 (Backbone) (See Gifford Pinchot National Forest Map)

Elk Area No. 051 Doty (Lewis and Pacific counties): Beginning on State Highway 6 at the town of Adna, then west on Highway 6 to Stevens Road, then northwest on Stevens Road to Elk Creek Road (Doty), then west on Elk Creek Road to the 7000 Road, then west on the 7000 Road to the 7800 Road, then west on the 7800 Road to the 720 Road, then northeast on the 720 Road to Garrard Creek Road, east on Garrard Creek Road to Manners Road, then south on Manners Road to Lincoln Creek Road, then east along Lincoln Creek Road to Ingalls Road, then south and east on Ingalls and Bunker Creek roads to the town of Adna and point of beginning. (See Washington Atlas & Gazetteer)

Elk Area No. 052 Mayfield (Lewis County): Beginning at the junction of Highway 12 and the Winston Creek Road; then southeast and north along the Winston Creek Road, Longbell, Perkins, Green Mountain roads to Riffe Lake; then west and northwest along the shoreline of Riffe Lake to the Cowlitz River; then west along the Cowlitz River to Highway 12; then west along Highway 12 to the Winston Creek Road and the point of beginning. (See Washington Atlas & Gazetteer)

Elk Area No. 053 Randle (Lewis County): Beginning at State Highway 12 and the Cispus Road in the town of Randle; then east along Highway 12 to the Bennett Road approximately one mile east of Cora Bridge; then west on Bennett and Cline roads to the Cispus Road; then north on said road to the town of Randle and the point of beginning. (See Gifford Pinchot National Forest map)

Elk Area No. 054 Boistfort (Lewis County): Beginning at the town of Vader; then west along State Highway 506 to the Wildwood Road; then north along the Wildwood Road to the Abernathy 500 line gate (Sec. 20, T11N, R3W, Willamette Meridian); then northwest along the 500, 540, and 560 lines to the Weyerhaeuser 813 line; then northwest along the 813, 812, 5000J, 5000 and 4000 lines to the Pe Ell/McDonald Road (Sec. 15, T12N, R4W); then west along the Pe Ell/McDonald Road to the Lost Valley Road: then northeast along the Lost Valley Road to the Boistfort Road; then north along the Boistfort Road to the King Road; then east along the King Road to the town of Winlock and State Highway 603; then south along Highway 603 to the Winlock/Vader Road; then south along said road to the town of Vader and the point of beginning. (See Washington Atlas & Gazetteer)

Elk Area No. 055 East Valley (Wahkiakum County): Within one mile on either side of the line beginning at

Wilson Creek Park on East Valley Road; then west on East Valley Road to the junction with Middle Valley Road (4.5 miles); then north along Middle Valley Road to the junction of Oat Field Road (2.5 miles). (See Washington Atlas & Gazetteer)

Elk Area No. 057 Carlton (Lewis County): That part of unit 514 (Tatoosh) lying east of Highway No. 123 and north of Highway No. 12. (See Gifford Pinchot National Forest map)

Elk Area No. 058 West Goat Rocks (Lewis County): Goat Rocks Wilderness west of the Cascade Crest Trail. (See Gifford Pinchot National Forest map)

Elk Area No. 059 Mt. Adams Wilderness (Skamania and Yakima counties): The Mt. Adams Wilderness (See Gifford Pinchot National Forest map)

Elk Area No. 061 Mt. Tebo (Mason County): Beginning at the junction of the North Fork and South Fork of the Skokomish River; then northwest along the South Fork to the boundary of Olympic National Park; then east along the National Park boundary to the North Fork of the Skokomish River; then southeast down the North Fork of the Skokomish River through Lake Cushman; then south down the North Fork of the Skokomish River to the South Fork of the Skokomish River and the point of beginning. (See Olympic National Forest Map)

Elk Area No. 065 Willapa Valley (Pacific County): That part of Pacific County within two miles of State Highway 6 between Menlo and the eastern most junction of Elk Prairie Road and State Highway 6. (See Washington Atlas & Gazetteer)

Elk Area No. 066 Twin Valley (Grays Harbor County): Beginning in the City of Hoquiam at the junction of U.S. Highway No. 101 and the East Hoquiam Road; then north on the East Hoquiam Road to its junction with the East Hoquiam Cutoff Road in Sec. 21, T19N, R9 W.W.M; then east on the East Hoquiam Cutoff Road to its junction with the Wishkah Road; then south on the Wishkah Road to its junction with the Wishkah-Wynoochee Crossover Road in Sec. 35, T19N, R9 W.W.M.; then east on the Wishkah-Wynoochee Crossover Road to its junction with the Donovan Corkey A line; then north on the A line to its junction with the A 2200; then east on the A 2200 Road to its junction with the A 2210; then south on the A 2210 Road to a point crossed by the township line between Twp 20N and 19N; then east on the township line to its junction with the Wynoochee River Road; then south along the Wynoochee River Road to U.S. Highway No. 12; then west along U.S. Highway 12 to its junction with U.S. Highway No. 101 in the City of Aberdeen, then west on U.S. Highway 101 to the City of Hoquiam and junction with the East Hoquiam Road and the point of beginning. (See Washington Atlas & Gazetteer)

Elk Area No. 067 South Willapa (Pacific County): Beginning in the City of South Bend at the junction of U.S. Highway 101 and the Skidmore Slough C-line; then south on the Skidmore Slough C-line to its junction with the B-line in Sec. 11, T13N, R9 W.W.M.; then southeast on the B-line to its junction with the A-line in Sec. 18, T13N, R8 W.W.M.;

then east and north on the A-line to its junction with the South Fork Willapa Road; then east along the South Fork Willapa Road to State Highway No. 6, Sec. 10, Twp. 13 N., R. 8 W.W.M.; then northwest on State Highway No. 6 to its junction with U.S. Highway 101; then southwest on U.S. Highway 101 to its junction with the Skidmore Slough Cline and the point of beginning. (See Washington Atlas & Gazetteer)

Elk Area No. 069 Chinook (Pacific County): Beginning at the junction of U.S. Highway 101 and Lingenfelter Road west of the town of Chinook; then northwest on Prest Road to its junction with Chinook Valley Road; then west on Chinook Valley Road to its intersection with the east branch of the Wallicut River; then north along the Wallicut River to its intersection with Highway 101; then west on Highway 101 to the junction of Highway 101 alternate; then south on Highway 101 alternate to Highway 101; then east on Highway 101 to Prest Road and the point of beginning. (See Washington Atlas & Gazetteer)

BOW AND ARROW AREA DESCRIPTIONS

Bow Area No. 802 Long Island (Pacific County): Long Island in Pacific County. (See Washington Atlas & Gazetteer map)

Bow Area No. 806 Rattlesnake (Yakima County): Beginning at the point where USFS Road #1500 crosses Little Rattlesnake Creek, near Hanging Tree Campground; then southwest up Little Rattlesnake Creek to USFS Road #1500; then north along Road #1500 to USFS Trail #1101 (MJB Trail); then northwest along MJB Trail to USFS Trail #981; then west along Trail #981 to USFS Trail #982; then northeast along Trail #982 to USFS Trail #982; then northeast along Trail #982 to USFS Trail #973; then northwest along Trail #973 to the North Fork of Rattlesnake Creek; then down the North Fork to the junction with South Fork of Rattlesnake Creek; then up the South Fork to USFS Road #1502; then east on Road #1502 to USFS Road #1500; then east on Road #1500 to Little Rattlesnake Creek and the point of beginning. (See Wenatchee National Forest map)

Bow Area No. 807 Ahtanum (Yakima County): That part of GMU 368 which lies west of the following boundary; beginning at the junction of the North and South fork of Ahtanum Creek; then northwest up North Fork of Ahtanum Creek to Nasty Creek; then north up Nasty Creek to the Nasty Creek-Cowiche Road (DNR Road #C1050); then north on Road #C1050 to South Fork of Cowiche Creek; then east down South Fork Cowiche Creek to the power line which crosses near the mouth of Reynolds Creek; then northwest along the powerline to Jump-off (USFS Road #1302). Except closed east of a north south line drawn between the South Fork and North Fork of Ahtanum Creek two miles west of the Tampico Store. (See Wenatchee National Forest map)

Bow Area No. 808 Acme (Whatcom County): Beginning at the town of Acme; then north on Highway No. 9 to the junction of the Strand Road; then east on the Strand Road and over the Van Zandt Dike following the south boundaries of Sections 21, 22 and 23 of Twp. 38 N, R 5 E to the Mosquito Lake Road; then south along the Mosquito Lake

Road to the Blue Mountain Road; then east to Peterson Creek and the Musto Marsh Road; then south to Skookum Creek; then west along Skookum Creek to the South Fork Nooksack River; then continue west along the South Fork Nooksack River to the mouth of Christy Creek; then south along Christy Creek to its source; then west to Ennis Creek; then west along Ennis Creek to the Ennis Creek Road; then west along Ennis Creek Road to the Wickersham Road; then west along the Wickersham Road to Highway No. 9; then north along Highway No. 9 to Acme and the point of beginning. (See Washington Atlas & Gazetteer)

Bow Area No. 820 Malott (Okanogan County): Beginning south of the town of Riverside, then south down the Okanogan River to Highway 97 bridge at mouth of river, then west on Highway 97 through the town of Brewster to the Indian Dan Canyon Road, then north to Paradise Hill Road; then east and south along the Paradise Hill Road to the Hanford Cutoff (approximately 1/2 mile south of Rat Lake Road), then west on Hanford Cutoff to the North Star Road, then north on North Star Road to junction with Chiliwist Road then east on Chiliwist Road to junction with Olema/Cook Mt. Road, then north on Olema/Cook Mt. Road to its junction with Highway 20, then east on Highway 20 to the junction with Buzzard Lake Road, then north on Buzzard Lake Road to the junction with Windy Hill Road, then east on Windy Hill Road to its junction with Spring Coulee/ Salmon Creek Road, then north on Spring Coulee/Salmon Creek Road to the junction with Green Lake Road, then north on Green Lake Road to the Conconully Highway then northwest on the Conconully Highway to the junction with the Riverside Cutoff Road, then northeast of the Riverside Cutoff Road to the town of Riverside and the Okanogan River and the point of beginning. (See Washington Atlas & Gazetteer)

Bow Area No. 831 Hamilton (Skagit County): Beginning at the point where State Highway No. 20 crosses Child's Creek approximately one mile west of Lyman; then east along Highway No. 20 to the Burpee Hill Road at Concrete; then north along said road to the Baker Lake Highway; then west along said highway to the DNR Road N. 2400; then continue west along said line to the DNR 2000 line; then north along said line to the DNR 2800 line; then west along said line to the Scott Paper Mainline; then north along said line to the Scott Paper Mainline; then continue west along said line to where it crosses Child's Creek; then south down said creek to State Highway No. 20 and point of beginning. (See Washington Atlas & Gazetteer)

MUZZLELOADER AREA DESCRIPTIONS

Muzzleloader Area No. 908 Acme (Whatcom County): Same as Bow Area No. 808. (See Washington Atlas & Gazetteer)

Muzzleloader Area No. 910 Cle Elum (Kittitas County): Beginning at Easton; then southeast along the main BPA Powerlines to the Fowler Creek Road (4517); southeast on Spur Road 117 to Granite Creek Trail #1326; then south on Trail #1326 to the top of South Cle Elum Ridge; then east along the ridge on Trail #1326 to Spur Road 111; then east

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on Road 111 to the Peoh Point Road (3350); then southeast on Road 3350 to the junction with Road 3352; then east on Road 3352 to the Cedar Creek Road; then south on the Cedar Creek Road to the Morrison Canyon Road; then southeast on the Morrison Canyon Road to Interstate Highway 90; then east on I-90 to Exit 106 and junction with Highway 97; then north on Highway 97 to Hungary Junction Road and east on Hungary Junction Road to Look Road; then north on Look Road and east on Alford Road to the Wilson Creek Road; then north on Wilson Creek Road to the Lillard Hill Road: northwest on Lillard Hill Road to USFS Road 3517; then northwest on USFS Road 3517 to the Reecer Creek Road, USFS Road 35, then south on USFS Road 35 to USFS Road 3507 and then northwest on USFS Road 3507 to Spur Road 120 (Snowshoe Ridge Road); then west on Spur Road 120 (Snowshoe Ridge Road) to Spur Road 114; then north and south on Spur Road 114 to Spur Road 116; then north on Spur Road 116 to USFS Road 9718; then southwest on USFS Road 9718 (Cougar Gulch Road) through the town of Liberty to Highway 97; then north on Highway 97 to USFS 9738, Blue Creek; then west on USFS 9738 to USFS 9702 Dickey Creek; then west on Road 9702 to the North Teanaway Road; then south to the junction with Middle Fork Teanaway Road; then west on Middle Fork Road 1/4 mile to Teanaway Campground; then south up #17 Canyon Road to Cle Elum Ridge Road; then west along Cle Elum Ridge Road and south to the bottom of #5 Canyon Road; then south to Highway 903 and Bullfrog Road (Sportland Mini-Mart); then south on Bullfrog Road to Interstate Highway 90; then west on Interstate Highway 90 to Easton and point of beginning. (See Wenatchee National Forest map and Washington Atlas and Gazetteer)

Muzzleloader Area No. 921 Baleville (Pacific County): Beginning at the junction of the Hammond Road and U.S. Highway 105; then north on the Hammond Road to the radio towers; continue north on the D 2100 line to its junction with the D-line; then northwest along the D-line (also known as the Rayonier 2720) to its junction with the Rayonier 2700 line, then southwest on the Rayonier 2700 line to its junction with Highway 105; then east on Highway 105 to the Hammond Road and point of beginning. (See Washington Atlas & Gazetteer.)

Muzzleloader Area No. 925 Ritzville (Adams County): Beginning at the junction of Interstate 90 and S.R. 261 near the town of Ritzville, then south along S.R. 261 to Washtucna, then east on S.R. 26 to the Whitman County line, then north along the Adams, Whitman County line to where it intersects the Lincoln, Adams County line, then north along the Adams, Lincoln County line to Interstate 90, then west along Interstate 90 to point of beginning. (See Washington Atlas & Gazetteer)

Muzzleloader Area No. 926 Guemes (Skagit County): That part of GMU 405 (Chuckanut) on Guemes Island.

Muzzleloader Area No. 940 Coal Creek (Skagit County): Beginning at the point where State Highway No. 20 crosses Childs Creek approximately one mile west of Lyman; then north up said creek to Crown Pacific 110 Road; then west along said road to Crown Pacific 130 Road; then west along said road to Crown Pacific 132 Road; then continue west along said road to where it crosses Hansen Creek; then south

down Hansen Creek to State Highway No. 20; then east along State Highway No. 20 to Childs Creek and point of beginning.

Muzzleloader Area No. 944 Clemen (Yakima County): That portion of GMU 342 beginning at the junction of Highway #410 and USFS Road #1701 (Big Bald Mountain Road); then north to USFS Road #1712; then east on USFS Road #1712 (Clemen Ridge Road) to the east edge of Meyster Canyon; then along the east side of Meyster Canyon to the elk fence; then west along the elk fence to Waterworks Canyon and Highway #410 and to point of beginning. (See Wenatchee National Forest map)

Muzzleloader Area No. 950 Toutle Mountain (Cowlitz County): Beginning at the confluence of the South Fork Toutle River and the North Fork Toutle River; then up the S.F. Toutle River to Johnson Creek; then up Johnson Creek to the Weyerhaeuser Company 4400 [440] Road; then northeast on the 440 [4400] Road to the 2421 Road; then north to the 2400 Road; then east on the 2400 Road to Alder Creek; then north down Alder Creek to the North Folk Toutle River; then west down the North Fork Toutle River to the confluence with the South Fork Toutle River and point of beginning. (See Washington Atlas & Gazetteer)

Muzzleloader Area No. 961 Hoko River (Clallam County): Within one mile of the Hoko County Road between Highway 112 and the Olympic National Park boundary near Lake Ozette. (See Olympic National Forest Map)

Muzzleloader Area No. 962 Elwha (Clallam County): Beginning at the U.S. Highway 101 Bridge on the Elwha River; then south on the Elwha River to the Olympic National Park boundary; then along Olympic National Park boundary to the section line between Sections 32 and 33 of T 30 N, R 7 W. W. M.; then north on the section lines to U.S. Highway 101; then east on U.S. Highway 101 to Elwha River and point of beginning. (See Washington Atlas and Gazetteer)

Goat Unit 2-1 Mount Chopaka:

Permit Area: Okanogan County within the following described boundary: Beginning where the Similkameen River crosses the Canadian boundary near Mt. Chopaka; then south down said river and up Palmer Lake and Sinlahekin Creek to Toats Coulee Creek; then west up said creek and north up the North Fork Toats Coulee Creek to Snowshoe Mountain and the Canadian boundary; then east along the Canadian boundary to the Similkameen River and point of beginning; EXCEPT CLOSED in Township 39 North, Range 25EWM, which includes Grandview Mountain.

Goat Unit 2-2 Methow Area:

Permit Area: Okanogan County within the following described boundary: Beginning at the Town of Twisp, westerly along the Twisp River Road (County Road #4440) to roads end; westerly up the Twisp Pass Trail #432 to Twisp Pass and the Okanogan County line; northerly along the Chelan-Okanogan County line through Washington Pass to the Cascade Summit; northerly along the Cascade Summit and the Okanogan County line to Harts Pass; southeast down Harts Pass (Road #5400) to Lost River; then along the Lost

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River-Mazama Road to Mazama; then southeasterly along State Highway 20 to Twisp and the point of beginning.

Goat Unit 3-1 East Stevens Pass:

Permit Area: Chelan County within the following described boundary: Beginning at Stevens Pass; then north along the Cascades Summit to Cady Pass and the source of the Little Wenatchee River; then down the Little Wenatchee River, Lake Wenatchee and the Wenatchee River to U.S. Highway 2; then north and west along U.S. Highway 2 to Stevens Pass and point of beginning EXCEPT those lands within 1/2 mile of Alpine Lookout.

Goat Unit 3-2 North Wenatchee Mountains:

Permit Area: Chelan County south of the Stevens Pass Highway, west of the Blewett Pass Highway, and north of Ingalls Creek, and Kittitas County north of the following described line: Beginning at Ingalls Peak; then down Fortune Creek to the Cle Elum River; then up the Cle Elum River to the Cascade Summit at Deception Pass.

Goat Unit 3-3 Goat and Davis Mountains:

Permit Area: Kittitas County west of the Cle Elum River, north of the Waptus River, and east and south of Trail Creek Trail.

Goat Unit 3-4 Snoqualmie:

Permit Area: Kittitas County within the following described boundary: Beginning at Snoqualmie Pass; then north along the Cascade Crest to Deception Pass and the headwaters of the Cle Elum River; then south along the Cle Elum River to the Trail Creek Trail #1322; then southwest along the Trail Creek Trail to the Waptus River Trail #1310; then southeast along the Waptus River Trail to the Cle Elum River at the Salmon la Sac campground; then south along the Cle Elum River to the Cooper Pass Road (USFS Road 4600); then west along the Cooper Pass Road, through Cooper Pass to the road end near the Kachess River; then south along the Kachess River and Kachess Lake to Interstate Highway 90; then west along Interstate Highway 90 to Snoqualmie Pass and point of beginning.

Goat Unit 3-5 Cle Elum:

Permit Area: Kittitas and Chelan counties within the following described boundary: Beginning at the point where Interstate Highway 90 crosses the Cle Elum River; then north along the Cle Elum River to Fortune Creek; then east along Fortune Creek to Ingalls Peak and the headwaters of Ingalls Creek; then south and east along Ingalls Creek to U.S. Highway 97; then south along U.S. Highway 97 and State Highway 970 to Interstate 90 at Cle Elum; then west along Interstate 90 to the Cle Elum River and point of beginning.

Goat Unit 3-6 Naches Pass:

Permit Area: Yakima and Kittitas counties within the following described boundary: Beginning at Chinook Pass; then north along the Pacific Crest Trail to Naches Pass; then east to USFS Road 19 and continuing to State Highway 410; then west along State Highway 410 to Chinook Pass and point of beginning.

Goat Unit 3-7 Bumping River:

Permit Area: Yakima County within the following described boundary: Beginning at White Pass and the Pacific Crest Trail; then north to Forest Trail #980; then north to USFS Road 18; then north to State Highway 410; then east to State Highway 12; then west along State Highway 12 and back to point of beginning; EXCEPT Timberwolf Mountain, which is closed.

Goat Unit 3-8 Bumping River:

Permit Area: Yakima County within the following described boundary: Beginning at White Pass and the Pacific Crest Trail; then north to Forest Trail #980; then north to USFS Road 18; then north to State Highway 410; then east to State Highway 12; then west along State Highway 12 and back to point of beginning; EXCEPT Timberwolf Mountain, which is closed.

Goat Unit 3-9 Tieton River:

Permit Area: Yakima County within the following described boundary: Beginning at White Pass and Pacific Crest Trail; then south to the Yakima Indian Reservation boundary; then east to USFS Road 1137; then west to USFS Road 1000; then north to USFS Road 12; then north to State Highway 12; then west on State Highway 12 to point of beginning.

Goat Unit 4-1 Ruth Creek Area:

Permit Area: Whatcom County within the Mt. Baker Wilderness of the Mt. Baker-Snoqualmie National Forest north of the North Fork Nooksack River.

Goat Unit 4-3 Chowder Ridge:

Permit Area: Whatcom County within the following described boundary: Beginning where Wells Creek intersects the North Fork Nooksack River; then up Wells Creek to Bar Creek; then southwest up Bar Creek to the Mazama Glacier; then continue southwest up Mazama Glacier to the summit of Mt. Baker; then northwest between Roosevelt Glacier and Coleman Glacier to Kulshan Cabin and the headwaters of Kulshan Creek and Grouse Creek to Smith Creek; then north down Smith Creek to Glacier Creek; continue north down Glacier Creek to the North Fork Nooksack River; then east along the North Fork Nooksack River to Wells Creek and the point of beginning.

Goat Unit 4-4 Lincoln Peak:

Permit Area: Whatcom County within the following described boundary: Beginning where Glacier Creek intersects with the Mt. Baker Highway (State Highway 547); then south up Glacier Creek to Smith Creek; then south up Smith Creek to Grouse Creek; then continue up Grouse Creek in a south direction to Kulshan Creek; then southeast up Kulshan Creek to Kulshan Cabin; then continue southeast between Roosevelt Glacier and Coleman Glacier to the summit of Mt. Baker; then south down Eastern Glacier to Baker Pass and the Baker Pass Trail #603 (5,000 ft.); then west along Baker Pass Trail #603 to the Ridley Creek Trail (#690); then northwest on the Ridley Creek Trail to Ridley Creek; then down Ridley Creek to the Middle Fork Nooksack River: then west down the Middle Fork Nooksack River to the Mosquito Lake Road; then north on the Mosquito Lake Road to the Mt. Baker Highway (State Highway

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542); then north and east on Mt. Baker Highway (State Highway 542) to Glacier Creek and the point of beginning.

Goat Unit 4-6 Dillard Creek:

Permit Area: Whatcom County within the following described boundary: Beginning at the intersection of USFS Road 3725 and the Baker Lake Road (USFS Road 394); then west along USFS Road 3725 to Sulphur Creek; then northwest up Sulphur Creek to the Baker Pass Trail (#603) to Baker Pass (5,000 ft. elevation); then northeast up Eastern Glacier to the summit of Mt. Baker; then southeast down Park Glacier to the headwaters of Park Creek; then continue southeast down Park Creek to the Baker Lake Road (USFS Road 394); then south along the Baker Lake Road (USFS Road 394) to USFS Road 3725 and the point of beginning.

Goat Unit 4-7 Avalanche Gorge:

Permit Area: Whatcom County within the following described boundary: Beginning at the intersection of the Baker Lake Road (USFS Road 394) and Park Creek; then northwest up Park Creek to Park Glacier; then continue northwest up Park Glacier to the summit of Mt. Baker; then northeast down Mazama Glacier to the 6,500 ft. elevation; then east to the Portals; then continue east along the ridge line to Coleman Pinnacle; then northeast along the Camp Kiser Trail #683 (Ptarmigan Ridge) to the extreme southeast extension of Kulshan Ridge; then due east to the Lake Ann Trail #600; then east along the Lake Ann Trail #600 to the boundary of North Cascades National Park; then south and east along the Park boundary to the Baker River and down the Baker River to the Baker Lake Road (USFS Road 394); then west along the Baker Lake Road (USFS Road 394) to Park Creek and the point of beginning.

Goat Unit 4-8 East Ross Lake:

Permit Area: Whatcom County within the following described boundary: Beginning at the point the U.S.-Canada boundary meets the east boundary of North Cascades National Park; then south along the Park boundary to Stetattle Creek; then south down Stetattle Creek to Gorge Lake; then southwest along Gorge Lake to State Highway 20; then east and north along State Highway 20 to Ross Dam; then north along the east shoreline of Ross Lake (Note: Exclude Ruby Arm) to Devil's Creek; then east up Devil's Creek to a tributary extending south to ridge line between Jerry Lakes and a pinnacle of Jack Mountain (7,292 ft. elevation); continue south over this ridge line into the Crater Creek Basin and Crater Creek; then down Crater Creek to its confluence with Ruby Creek; then east up Ruby Creek to Granite Creek; then continue east up Granite to the Cascades Summit; then north along the Cascades Summit to the U.S.-Canada boundary; then west along the Canadian line to the east boundary of North Cascades National Park and the point of beginning. (Notice: Jack Mountain not included in Goat Unit 4-8, East Ross Lake. See description for Goat Unit 4-9, Jack Mountain.)

Goat Unit 4-9 Jack Mountain:

Permit Area: Whatcom County within the following described boundary: Beginning at the confluence of Ruby Creek and Crater Creek; then north up Crater Creek to the ridge line between Jerry Lakes and a pinnacle of Jack

Mountain (7,292 ft. elevation); continue due north to Devil's Creek; then west down Devil's Creek to Ross Lake; then south along the east shoreline of Ross Lake to Ruby Arm; then easterly up Ruby Arm and Ruby Creek to the confluence of Crater Creek and the point of beginning.

Goat Unit 4-10 Majestic Mountain:

Permit Area: Whatcom and Skagit counties within the following described boundary: Beginning at the intersection of Pyramid Creek and State Highway 20; then south up Pyramid Creek to the North Cascades National Park boundary; then east along the Park boundary to the Cascades Summit; then north along the Cascades Summit to Granite Creek; then west down Granite Creek to Ruby Creek and Ruby Arm; then continue west along Ruby Arm to Ross Lake and Ross Dam; then southwest from Ross Dam to State Highway 20; then southwest and northwest along State Highway 20 to Pyramid Creek and the point of beginning.

Goat Unit 4-12 Mt. Tommy Thompson:

Permit Area: Skagit County within the following described boundary: Beginning at the confluence of Illabot Creek on the Skagit River; then east up Illabot Creek to its headwaters; then continue east over the ridge line to the northernmost extension of Buck Creek; then north over the ridge line at 6,921 foot elevation to the southern-most extension of Muchler Creek; then northeast down Muchler Creek to Kindy Creek; then north down Kindy Creek to the Cascade River; then north and west down the Cascade River to the Skagit River; then west down the Skagit River to Illabot Creek and the point of beginning.

Goat Unit 4-14 Mt. Buckindy:

Permit Area: Skagit and Snohomish counties within the following described boundary: Beginning at the confluence of Buck Creek on the Suiattle River; then east up the Suiattle River to Sulphur Creek; then continue east up Sulphur Creek to Dome Creek; then north to Sinister Mountain and the Cascades Summit; then north along the Cascades Summit to Mt. Formidable; continue north into the headwaters at the Middle Fork Cascade River; then west down the Middle Fork Cascade River to the main Cascade River; continue west along the Cascade River to Kindy Creek; then south up Kindy Creek to Muchler Creek; then southwest up Muchler Creek to its southern-most extension; then continue southwest over the ridgetop at 6,921 foot elevation to the northern-most extension of Buck Creek; then continue southwest down Buck Creek to the Suiattle River and the point of beginning.

Goat Unit 4-16 Glacier Peak:

Permit Area: Snohomish County within the following described boundary: Beginning at Tenpeak Mountain on the Cascades Crest; then northeast to three lakes (approximately 1.75 miles northeast of Tenpeak Mountain); then north and west down the Suiattle River to Mill Creek; then up the Mill Creek Trail (#790) and the Pacific Crest Trail (#2000) to Mica Lake, Fire Creek Pass, and Glacier Creek; continuing down Glacier Creek to the White Chuck River; then up the White Chuck River to White Mountain at the Cascade Crest, then northeast along Cascade Crest to Tenpeak Mountain and the point of beginning.

Goat Unit 4-18 Sauk River Area:

Permit Area: Snohomish County within the following described boundary: Beginning at the confluence of the Whitechuck River and Pugh Creek; then south up Pugh Creek to Round Lake; then south to USFS Trail #646; then west and south down this trail to the North Fork Sauk River; then east up said river to Sloan Creek; then up Sloan Creek to June Mountain; then due south to USFS Trail #1051; then east along said trail to the Pacific Crest Trail (#2000); then north along the Pacific Crest Trail to White Mountain; then down the Whitechuck River to the confluence with Pugh Creek and the point of beginning.

Goat Unit 4-21 Liberty Mountain:

Permit Area: Snohomish County within the following described boundary: Beginning at the Boulder River bridge on the Darrington-Arlington Highway (State Highway 530) to the town of Darrington; then east along said highway to the Darrington-Clear Creek Road (USFS Road 20); then southeast along that road to the bridge over Clear Creek; then south up Clear Creek to the confluence with Helena Creek and southeast up Helena Creek to Windom Lake; then southeast over an unnamed ridge to Independence Lake and down USFS Trail #712 to intersection with USFS Road 4060; then south down said road to the South Fork Stillaguamish River; then west down said river to Canyon Creek; then northeast up Canyon Creek, North Fork Canyon Creek and Meadow Creek to Tupso Creek; then east up Tupso Creek to its easternmost point; then continue northeast to Boulder River; then north down Boulder River to the bridge on State Highway 530 and the point of beginning.

Goat Unit 4-23 Twin Peaks:

Permit Area: Snohomish County within the following described boundary: Beginning at the intersection of Falls Creek and the Mt. Loop Highway (USFS Road 322); then west up Falls Creek and along USFS Trail #645 to USFS Road 3006; then south down said road to the Mountain Loop Highway; then east and north on said highway to Falls Creek and the point of beginning.

Goat Unit 4-24 Sloan Peak:

Permit Area: Snohomish County with the following described boundary: Beginning at the confluence of the South Fork and the North Fork of the Sauk River; then east up to the North Fork Sauk River to Sloan Creek; then south and southeast up Sloan Creek to June Mountain; then due south to USFS Trail #1051; then southwest along said trail to USFS Road 63; then continue southwest on said road to Silver Creek; then north up Silver Creek to Silver Lake; then north on USFS Trail #708 to Glacier Creek; then west along said creek to the South Fork Sauk River; then north down the South Fork Sauk River to the confluence of the North Fork Sauk River and the point of beginning.

Goat Unit 4-25 Vesper Peak:

Permit Area: Snohomish County within the following described boundary: Beginning at the Mountain Loop Highway bridge over Bear Creek (approximately three miles east of Verlot); then east up said highway to USFS Trail #707; then southwest on said trail (between Sperry Peak and

Morning Star Peak) to the Sultan River; then west down said river and Spada Lake to Culmback Dam; then north up unnamed creek to the Pilchuck-Sultan divide; then northwest along said divide to Ritz Creek; then northeast down Ritz Creek to the Pilchuck River; then northwest down said river to Wilson Creek; then northwest up Wilson Creek to Ashland Lakes on the Pilchuck-Stillaguamish divide; then north down Black Creek and Bear Creek drainage to the Mountain Loop Highway bridge over Bear Creek and the point of beginning.

Goat Unit 4-30 Tolt River:

Permit Area: King and Snohomish counties within the following described boundary: Beginning at the point the Tolt River intersects the Weyerhaeuser Mainline Truck Road (approximately one mile west of the Tolt River South Fork Reservoir); then north along said road to the junction with State Highway 2; then east along said highway to the junction with the South Fork Skykomish River; then east and south up said river to the confluence of Money Creek; then west up Money Creek to Lake Elizabeth; then west to the headwaters of the South Fork Tolt River near Lake Elizabeth; then west down the South Fork Tolt River to the point of beginning. Except closed: All of the Mount Index and Mount Persis as follows: Beginning at confluence of South Fork Skykomish River and Index Creek; then west up said creek and its northern fork to Ink Lake; then west up the ridge to the 4,915 elevation point; then southwest down the ridge (approximately one and one-half miles) to the confluence of Titacaed Creek and the North Fork Tolt River; then west along said river to the Weyerhaeuser Mainline Truck Road; then north along said road to State Highway 2; then east along said highway to where it intersects the South Fork Skykomish River; then east along said river to the point of beginning.

Goat Unit 4-32 Foss River:

Permit Area: King and Snohomish counties within the following described boundary: Beginning at intersection of U.S. Highway 2 and the King County line at Stevens Pass; then south along the King County line to the headwaters of the Middle Fork Snoqualmie River near Dutch Miller Gap; then west and south down said river to the confluence with the Dingford Creek; then north and east up said creek to its headwaters intersection with USFS Trail #1005; then north up said trail to Little Myrtle Lake; then west and north to Marlene Lake (approximately 4 miles); then north down the stream outlet from Marlene Lake to the junction with USFS Trail #1002 near Dorothy Lake; then north along said trail to the junction with the East Fork Miller River headwaters; then north down said river to the confluence with the South Fork Skykomish River; then east up said river to the junction with U.S. Highway 2; then east along said highway to the point of beginning.

Goat Unit 4-34 Pratt River:

Permit Area: King County within the following described boundary: Beginning at the point where the Weyerhaeuser Mainline Truck Road intersects the Middle Fork Snoqualmie River (near the confluence of the North Fork and Snoqualmie Rivers); then northeast up the Middle Fork Snoqualmie to its headwaters near Dutch Miller Gap at the

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King County line; then south along the King County line to Snoqualmie Pass and the intersection with Interstate 90; then west along Interstate 90 to the point nearest the Middle Fork Snoqualmie River (approximately one mile east of North Bend); then north and east up the Middle Fork Snoqualmie River and to the point of beginning. Except closed: Snoqualmie Mountain and the watersheds of Denny Creek and South Fork of the Snoqualmie above Denny Creek.

Goat Unit 4-38 Corral Pass:

Permit Area: Pierce County within the following described boundary: Beginning where Goat Creek intersects the Corral Pass Road; then southeast up Goat Creek to the Cascade Crest; then north along the Crest to USFS Trail #1188; then northwest along said trail to USFS Trail #1176; then north along said trail to Corral Pass; then west along Corral Pass Road to its intersection with Goat Creek and the point of beginning.

Goat Unit 5-2 Tatoosh:

Permit Area: Lewis County within the following described boundary: Beginning at the junction of the southern Mount Rainier National Park boundary and State Highway 123; then south along State Highway 123 to U.S. Highway 12; then southwest along said highway to Skate Creek Road (USFS Road 52); then northwest along said road to the junction of Morse Creek Road (old road to Longmire Campground); then north along said road to the Mount Rainier National Park boundary; then east along the southern park boundary to the point of beginning.

Goat Unit 5-3 Smith Creek:

Permit area: Lewis County within the following described boundary: Beginning at the town of Randle; then east along U.S. 12 to USFS Road 21; then southeast along USFS Road 21 to Road 22; then northeast and northwest along USFS Road 22 to Road 23; then east and northwest on Road 23 to Road 25; then north along Road 25 to Randle and point of beginning.

Goat Unit 5-4 Goat Rocks:

Permit Area: Lewis County south of the White Pass Highway (U.S. Highway 12) and east of the Johnson Creek Road (USFS Road 1302).

Goat Unit 6-1 Elwha River:

Permit Area: Clallam and Jefferson counties outside Olympic National Park and west of the Dungeness River.

Goat Unit 6-2 Quilcene River:

Permit Area: Clallam and Jefferson counties outside Olympic National Park, east of the Dungeness River and north of the Dosewallips River.

Goat Unit 6-3 Hamma Hamma River:

Permit Area: Jefferson and Mason counties outside Olympic National Park and south of the Dosewallips River.

MOOSE

Moose Unit 1 Selkirk Mountains:

Permit Area: GMU 113.

Moose Unit 2 Mt. Spokane:

Permit Area: GMU 124.

Moose Unit 3 Chewelah:

Permit Area: GMU 118.

No. II to A.D.

Moose Unit 4 Boyer:

Permit Area: GMU 119.

BIGHORN SHEEP

Sheep Unit 1 Okanogan:

Permit Area: Okanogan County west of the Okanogan

River.

Sheep Unit 2 Vulcan Mountain:

Permit Area: Ferry County north of the Kettle River.

Sheep Unit 3 Tucannon River:

Permit Area: The Tucannon River drainage in Columbia and Garfield counties.

Sheep Unit 5 Umtanum:

Permit Area: That part of Yakima County north of Wenas Creek and that part of Kittitas County south of Interstate 90.

Sheep Unit 6 Murray:

Permit Area: That part of Yakima County north of Wenas Creek and that part of Kittitas County south of Interstate 90.

Sheep Unit 8 Mountainview:

Permit Area: That part of Asotin County within the following described boundary: Beginning at Anatone; thence west along the main Big Butte-Mount Misery Road to its junction with the Mountain Road (#40); thence south along the Mountain Road to the West Fork of Grouse Creek; thence southeast down Grouse Creek to the Oregon-Washington boundary; thence east along said boundary to State Highway 129; thence north along Highway 129 to Anatone and point of beginning.

Sheep Unit 9 Blackbutte:

Permit Area: That part of Asotin County within the following described boundary: All of GMU 184 (Joseph), 185 (Blackbutte), and that part of GMU 181 (Couse) that drains into the Grande Ronde River between the mouth of the Grande Ronde River and State Highway No. 129.

Sheep Unit 10 Mt. Hull:

Permit Area: That part of Okanogan County within the following described boundary: Beginning at Oroville; then south along Highway 97 to the Swanson's Mill Road (old Mt. Hull Road) near Lake Andrews, then east to the Dry Gulch Road; then north to the Molson Grade Road; then west to Oroville and the point of beginning.

Sheep Unit 11 Wenaha Wilderness:

Permit Area: The Crooked Creek drainage in Asotin, Garfield, and Columbia counties within the boundary of GMU 169.

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LYNX

Permit Area: That part of Okanogan County west of the Okanogan River except closed within the following described boundary: Beginning at Okanogan, then west along State Highway 20 to Twisp; then north along the Methow River to the Chewuch River; then north along the Chewuch River to the Pasayten Wilderness boundary; then east and north along boundary to the U.S.-Canada border; then east along said border to U.S. Highway 97; then south along U.S. Highway 97, to Okanogan and point of beginning.

COUGAR PERMIT AREA DESCRIPTIONS

Unit	Description
1	Pend Oreille—GMU 113
2	Colville—GMUs 108, 111, 118, and 119
3	Republic—GMUs 100, 103, 105, 200, and 206
4	Spokane—GMUs 121 and 124
5	Blue Mountains—GMUs 145 through 185
6	Okanogan—GMUs 203, 209-242, and 300
7	Wenatchee—GMUs 301-368
8	Nooksack—GMUs 417, 418
9	Skagit—GMUs 426, 433, 440-448, and 450
10	Snoqualmie—GMUs 454, 460, 466, 472, 490
11	Olympic Peninsula—GMUs 601-651, and 663
12	Rainier-GMUs 478, 484, 505, 510, 512, 514,
	516, 666, and 667
13	Cowlitz—GMUs 520, 530, 550, 556, and 558
14	Skamania—GMUs 560, 568, 572, 574, and 576

PRIVATE LANDS WILDLIFE MANAGEMENT AREA

Area Description

PLWMA 201 - Wilson Creek (Grant County): This area surrounds Billy Clapp Lake directly north of the town of Stratford and northwest of the town of Wilson Creek. The legal description is T22N, R29E,; North 1/2 of Section 3, Section 4* except southeast 1/4 of southeast 1/4; Sections 5, 6, 8, and 9. T23N, R29E, Sections 5, 7, 8, 13, 14, 17, and 18; Section 19 except for northwest 1/4 of the southwest 1/4; Sections 20, 21, 22, 23, 24, 25, 26, 27, 28, and 29; southeast 1/4 of Section 30; Sections 31, 32*, 33, 34*, and 35. T23N, R28E, Section 2, Section 3 except west 1/4; Section 4 except southwest 1/4 and east 1/2 of southeast 1/4; Section 5; Section 6 except west 1/4; Sections 7 and 8; Section 9 except east 1/2 of southeast 1/4; north 1/2 of Section 10 except west 1/4; Section 11 except south 1/4; Section 15; Section 16 except northeast 1/4; Sections 17, 18, 19, 20, 21, 22, and 23; west 1/4 of Section 24*; Sections 26*, 27, 28, 29, 30, and 33; west 1/2 of Section 34 except south 1/4; Section 35. T24N, R29E, west 1/2 of Section 32. T24N, R28E, Section 35. *Public lands within the external boundaries are not part of the PLWMA.

PLWMA 401 - Champion (Pierce County): Beginning at the intersection of Champion haul road (Champion 1 Rd.) and the Camp One Road near the town of Kapowsin; then southwest along Champion 1 Rd. to east side of Lake Kapowsin; then along east side of Lake Kapowsin to Ohop Creek; then up Ohop Creek to Champion ownership line; then along ownership line to NW corner Section 31, T17N,

T16N, R5E; then easterly along Weyerhaeuser/Champion ownership line to intersection with Busy Wild Creek; then up Busy Wild Creek to intersection with Champion ownership on the section line between Sections 10 & 15, T15N, R6E; then west and south along DNR/Champion ownership line and Plum Creek Timber Co./Champion ownership line to most southerly point of Champion ownership (northwest of Ashford, WA); then easterly along Champion ownership line to DNR/Champion ownership line; then north and east to USFS/Champion ownership line; then north along USFS/Champion ownership line to SW corner Section 31, T16N, R7E; then east along USFS/Champion ownership line to SE corner Section 31, T16N, R7E; then north along USFS/Champion ownership to NW corner Section 32, T16N, R7E; then east along Plum Creek Timber Co./USFS ownership line to NE corner Section 32, T16N, R7E; then south along USFS/Champion ownership line to SE corner Section 32, T16N, R7E; then east along USFS/Champion ownership line to Mount Rainier National Park Boundary; then north along Mount Rainier National Park Boundary to NE corner Section 33 T17N, R7E; then following north and east along USFS/Champion ownership line to intersection with SR 165 near the NE corner Section 24, T17N, R7E; then northwest along SR 165 to intersection with Carbon River; then down Carbon River to the Carbonado/Electron powerline; then south and west along the powerline to Champion's 12 road; then south and west along the 12 road to the Fisk Road; then south along the Fisk Road to the King Creek Gate; then north and west along the Brooks Road BPA Transmission line; then southwest along BPA Transmission line to the Puyallup River (excluding all small, private ownership); then up Puyallup River to intersection with Champion haul road bridge; then south along Champion haul road to point of beginning. Another portion of PLWMA 401 Champion is the Buckley block (Kapowsin North described as follows: Beginning at the intersection of the BPA Transmission line and South Prairie Creek; then up South Prairie Creek to East Fork South Prairie Creek; then up East Fork South Prairie Creek to Plum Creek Timber Co./Champion ownership line (on south line of Section 33, T19N, R7E); then along Champion ownership line to center line of Section 34, T19N, R7E; then north and east along DNR/Champion ownership line to SW corner Section 27, T19N, R7E; then north along Weyerhaeuser/Champion ownership line to White River; then down White River to where it crosses west line Section 6, T19N, R7E; then south and west along Champion ownership line to intersection with South Prairie Creek; then up South Prairie Creek to point of beginning.

R5E; then south along section line to 1/4 corner Section 6,

WSR 93-20-072
PERMANENT RULES
OFFICE OF THE
SECRETARY OF STATE
[Filed October 1, 1993, 3:30 p.m.]

Date of Adoption: October 1, 1993.

Purpose: To set all fees for corporations filings, miscellaneous activities, and photo copying (except those set in statute) and establish staggered renewal dates for nonprofit

corporations. Setting procedure for claiming "inactive" status, obtain a waiver of initial report fee. Establishing a new chapter in the administrative code for the Office of the Secretary of State and repealing the existing chapter.

Citation of Existing Rules Affected by this Order: Repealing chapter 434-50 WAC.

Statutory Authority for Adoption: Chapters 269 and 356, Laws of 1993, Titles 23, 23B, 24, and 46 RCW and chapter 43.07 RCW.

Pursuant to notice filed as WSR 93-16-114 on August 4, 1993.

Changes Other than Editing from Proposed to Adopted Version: Added how to obtain waiver of initial report fee to WAC 434-110-120 descriptive language; method for claiming statutory established "inactive" corporate status, WAC 434-110-140; and provided for waiver of penalty and emergency fees by secretary.

Effective Date of Rule: Thirty-one days after filing.

October 1, 1993 Donald F. Whiting

Assistant Secretary of State

CHAPTER 434-110 WAC

CORPORATION FILING PROCEDURES AND SPECIAL FEES

NEW SECTION

WAC 434-110-010 Purpose. These rules establish procedures and fee schedules for filings, for expedited and telephone services, and for access to public records in the corporations division of the office of the secretary of state. These rules are adopted pursuant to Titles 23, 23B, 24, and 46 RCW, and Chapter 43.07 RCW.

NEW SECTION

- WAC 434-110-020 Office address. (1) The mailing address is: Corporations Division, Office of the Secretary of State, Post Office Box 40234, Olympia, Washington 98504-0234.
- (2) The offices of the corporations division are located on the second floor of the Republic Building at 505 E. Union Avenue, Olympia, Washington.

NEW SECTION

- WAC 434-110-030 Office hours. (1) Business office hours are from 8:00 a.m. to 5:00 p.m. daily, Monday through Friday. Walk-in, counter services are available for an expedited fee specified in WAC 434-110-060. Emergency counter service at other times is available under terms of WAC 434-110-060 (5)(b).
- (2) Documents, including substitute service-of-process on the secretary of state, delivered after normal working hours will be deemed to be received on the next working day. The secretary assumes no responsibility for any form of delivery other than that received personally by an employee of the office of the secretary of state.

NEW SECTION

WAC 434-110-040 Telephone services. (1) The telephone numbers of the corporations information unit are (206) 753-7115 and (206) 753-7120, which are open from 8:00 a.m. to 5:00 p.m. Information on active corporations and on filing a new corporation immediately available at this number includes the following:

- (a) Exact name of corporation on file in the secretary of state's records:
 - (b) Whether the corporation is for profit or nonprofit;
 - (c) Unified business identifier (UBI) number;
 - (d) Expiration date of corporate license;
- (e) Whether the corporation is designated a public benefits corporation;
 - (f) Name of registered agent;
 - (g) Registered office address;
 - (h) Incorporation date of Washington firm;
- (i) Qualification to-do-business-in-Washington date for foreign corporation;
 - (j) Filing date of most recent annual report;
 - (k) Status of corporation;
- (m) Requirements for renewal or filing annual reports; and
 - (n) Filing requirements for new corporations.

Customers may also request that forms be mailed to them by using the menu system.

- (2) When customers request information requiring a file search, such as names of the board of directors and officers, the information officer will provide the information by return call.
- (3) A customer may request a copy of the most recent annual report including a list of officers and directors by calling the annual report line on (206) 753-7115. While there is no copy fee for these telephone requests, the sum of four dollars to cover postage and handling should be mailed to the Corporations Division, Office of Secretary of State, P.O. Box 40234, Olympia, WA 98504-0234.
- (4) Name reservations cannot be made by telephone. An information operator will respond to a name search request with a review of the existing computer data base only.
- (5) The telephone number for information about charitable trusts or charitable organizations is (206) 753-7118. Persons calling within Washington may call 1-800-332-GIVE (1-800-332-4483).

NEW SECTION

WAC 434-110-050 Mail-in service. (1) Expedited services for mail-in requests are currently not available.

- (2) All mailed-in documents are processed and filed in order of date of receipt unless incomplete or incorrect. At the customer's request, a staff member will call (collect) to confirm the filing date of a document. A specific filing date may be reserved for up to thirty days in advance. The necessary documents, in appropriate format with correct fees, must be in the office by the specified date. Requests for information in a nonactive or archived file, will be processed on a time-available basis.
- (3) Requests for name searches coupled with a name reservation are completed in order of date received. A name reservation may be made by completing the form provided

by the corporations division or in a letter clearly containing all the following information:

- (a) The corporate name desired, with two alternate names:
- (b) The name, address, and telephone number of the applicant;
 - (c) The signature of the applicant; and
 - (d) The application date.

An application on behalf of a client should also include the client's name and complete address.

NEW SECTION

WAC 434-110-060 In-person or expedited counter service—Special fees. (1) The corporations division counter is open to in-person requests from 8:00 a.m. to 5:00 p.m. each business day. Staff provides expedited, same-day processing of corporate documents or requests received prior to 4:30 p.m. on that day. These services are available for the following transactions:

- (a) Charter document review and filing;
- (b) Name reservation review and filing;
- (c) Document certification;
- (d) Document copying;
- (e) Status change filings; and
- (f) Trademark filings.
- (2) The fee for same-day service is twenty dollars for single or multiple transactions within each new or existing corporation file. In addition, a regulatory fee for each transaction may apply.
- (3) There is no expedited fee for the following transactions:
 - (a) Registered agent or address change;
 - (b) Initial reports;
 - (c) License renewal and required annual report;
 - (d) Amended annual reports;
 - (e) Reinstatements;
- (f) In-person inspection or review of corporation files or other public documents located in the corporations division office;
- (g) Documents left at the counter for processing with mail-in documents received the same day; or
- (h) A search for nonactive corporations or trademark files less than twenty years old.

A request for search of nonactive corporation or trademark files more than twenty years old should be made directly to the archives division of the office of the secretary of state.

- (4)(a) If staff cannot complete the expedited service request before the end of the same day, the transaction will be completed first on the following business day.
- (b) Emergency services needed outside regular business hours requiring employee overtime are one hundred fifty dollars per hour plus regulatory or statutory fees due for the form of the filing. When the division receives an emergency request, staff notifies the customer of the service fee and any other reasonable conditions set by the director. The customer must agree to pay the fees before emergency services are provided.
- (5) Over-the-counter service hours may be shortened under extraordinary circumstances. Separate service requests by one person may be limited to those relating to three

corporations per day. Documents submitted by courier services or document-handling companies may receive twenty-four-hour service. A customer may make alternate arrangements with the director prior to bringing or sending in documents, if a sudden, unexpected situation occurs during the business day.

Under special circumstances, the filing party may petition the Secretary in writing to request a waiver of emergency or penalty fees.

NEW SECTION

WAC 434-110-070 Fees. (1) For Washington registered profit domestic and foreign corporations fees are as follows:

- (a) Articles of amendment, restatement, correction, or revocation of dissolution, thirty dollars;
- (b) License renewal with required annual report filed after due date and before administrative dissolution, penalty fee of twenty-five dollars, plus the statutory fee of fifty dollars and the department of licensing handling fee of nine dollars.
- (c) Reinstatement, one hundred dollars plus all delinquent license or annual fees and a twenty-five percent penalty computed on the total amount;
- (d) Articles of merger or exchange, twenty-dollars for each listed company;
 - (e) Resignation of registered agent, twenty dollars;
- (f) Resignation of officer or director, an initial report or amended annual report, and the appointment or change of registered agent or change of registered address, ten dollars;
- (g) Registration, reservation, or transfer of name, thirty dollars;
- (h) Articles of dissolution, certificate of withdrawal, dissolution by judicial decree, or revocation of certificate of authority by either failure to renew or judicial decree, no fee;
- (i) Agent's consent to act as agent, agent's resignation if appointed without consent, or annual report when filed concurrently with annual license fee, no fee; and
 - (i) Other statement or report filed, ten dollars.
- (2) For Washington registered domestic and foreign nonprofit corporations, nonprofit miscellaneous and mutual corporations, and building corporations fees, when applicable, are as follows:
- (a) Articles of amendment, restatement, or correction, twenty dollars;
- (b) Articles of dissolution or certificate of withdrawal, no fee;
 - (c) Revocation of dissolution, twenty dollars;
- (d) Reinstatement following administrative dissolution, thirty dollars plus all delinquent annual fees and a five dollar penalty;
- (e) Articles of merger or exchange, twenty dollars for each listed corporation;
- (f) Resignation of officer or director, an initial report or amended annual report, the appointment or change of registered agent, or change of registered address, ten dollars;
 - (g) Resignation of registered agent, twenty dollars;
- (h) Registration, reservation, or transfer of reservation of name, twenty dollars;

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- (i) Certificate of election adopting provisions of Chapter 24.03 RCW as described in RCW 24.03.017, thirty dollars; and
 - (j) Other statement or report filed, ten dollars.

Under special circumstances, the filing party may petition the Secretary in writing to request a waiver of emergency or penalty fees.

NEW SECTION

- WAC 434-110-075 Miscellaneous fees. (1) For photocopies fees are as follows:
 - (a) Each annual report, five-dollars;
- (b) Articles of incorporation or any single document, ten dollars:
 - (c) Amendments to articles and mergers, twenty dollars;
 - (d) All charter documents, thirty dollars;
- (e) Surcharge for files exceeding one hundred pages of copy, thirteen dollars for each fifty page increment (number of pages determined by weight of copies);
 - (2) For certificates of existence fees are as follows:
- (a) With complete historical data, under embossed seal, thirty-dollars;
- (b) Computer generated, under embossed seal, twenty-dollars;
- (c) Duplicate certificate, under gold or embossed seal, twenty dollars.
- (3) For each certified copy of any document the fee is ten-dollars plus the copy fee.

NEW SECTION

- WAC 434-110-080 Fee prepayment—When required. (1) All fees must be prepaid before the corporations division can take action.
- (2) Anyone desiring a service for which the exact fee may not be known in advance may send a request accompanied by a check made payable to the "secretary of state," with the phrase "not to exceed (specified dollar amount)" above the space intended for the written dollar amount. The staff person who processes the request will fill in the exact fee amount and include a memo indicating the exact amount of the check with the certificate or other document.
- (3) The annual report copy fee may be waived for requests made on the annual-report-telephone-line, (206) 753-7115. A billing of four dollars for postage and handling will accompany the report.
- (4) With permission of the secretary, a customer may set up a prepaid account by depositing a specified sum of money with the fiscal office. The customer will receive a statement each month showing its transactions and the balance in the account.

NEW SECTION

WAC 434-110-090 Original signature requirement—Original retained. The corporations division will retain the original document when a profit or non-profit organization submits for filing an original document with original signature and an exact or conformed copy. If the organization provides only the original copy, the division may charge a photocopy fee to make an exact copy. The copy returned

to the organization will be date stamped on the day it was processed and filed.

NEW SECTION

WAC 434-110-100 Registered office address—Requirements. A post office box address may be used in conjunction with a registered geographic office address when:

- (1) The United States Postal Service cannot or will not deliver to the street address; and
- (2) The post office box address is in the same Washington city or town as the registered office address; and
- (3) The agent notifies the office of the secretary of state and the corporation of any changes in either the street address or the post office box address.

NEW SECTION

- WAC 434-110-120 Initial and annual reports—Form of content. (1) Any corporation filing under the Washington Business Corporations Act shall file its initial (annual) report on the form provided by the secretary of state or shall clearly and concisely provide the information topically sectioned exactly in the following manner:
- (a) Section 1. Corporate name and registered agent and office address currently on file with the corporations division, the unified business identification number, corporations account number, state of incorporation, and original date filed in Washington;
- (b) Section 2. If there has been a change in registered agent or registered office address include the effective date and the new agent's signature signifying acceptance of the appointment or the new address;
- (c) Section 3. Address of principal place of business in Washington or, if a foreign corporation, the principal office address in state of original incorporation, the corporation telephone number, and a brief statement of nature of business:
- (d) Section 4. A list of names and addresses of all corporate officers and directors; and
- (e) Section 5. Signature of either the chair or president of the board of directors or an officer listed within the report.

There is no fee for filing an initial report at the same time as filing articles of incorporation if the following conditions exist: the initial directors named in the articles are the same directors elected or appointed at the organizational meeting; the officers are named; the by-laws are accepted; and the purposes of the corporation are defined. The chairman of the board or an officer listed within the report shall sign this initial report attesting to its truth. When the initial report is filed at a later date, it must be filed concurrently with the fee listed in WAC 434-110-070 (2)(f).

- (2) All profit and nonprofit corporations shall file their annual reports on the form prescribed by the secretary of state or clearly and concisely topically sectioned exactly in the following manner:
- (a) Section 1. Corporate name and registered agent and office address currently on file with the corporations division, the unified business identification number, corporations

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account number, state of incorporation and original date filed in Washington;

- (b) Section 2. If there has been a change in registered agent or registered office address include the effective date and the new agent's signature signifying acceptance of the appointment or the new address;
- (c) Section 3. A list of names and addresses of all corporate officers and directors; and
- (d) Section 4. The signature of either the chair or president of the board of directors or an officer listed within the report.

All annual reports must be accompanied by the statutory fee in RCW 23B.01.530 or 24.03.450 (1)(b).

NEW SECTION

WAC 434-110-130 Annual reports—Due date for all nonprofit corporations. Beginning in January 1994, and for every year thereafter, each nonprofit corporation shall file its annual report on the last day of the month of its original registration as a corporation. The fee paid to file the 1993 annual report or for filing new articles of incorporation in 1993 shall be sufficient to maintain an organization's good standing until its 1994 renewal date comes due. The corporations division shall notify all nonprofit corporations of this change in renewal dates by mail sent on December 15, 1993. Thereafter, beginning in January of 1994, the division shall notify each nonprofit corporation of its annual renewal date forty-five days in advance by a mailing that includes the annual report form. Failure to receive an annual report notice is insufficient reason for failing to file the statutorily required annual report.

NEW SECTION

WAC 434-110-140 Inactive profit domestic corporations—Proof (1) Any corporation wishing to claim inactive status as described in RCW 23B.01.530 shall file a statement with the corporations division by the annual license renewal date. The statement shall include the following information: (a) That the corporation has not received any revenue and had not been doing business during the preceding licensed year; and (b) That the corporation has no intent of engaging in business during the coming license year. If the status changes during the license year, the corporation shall notify the corporations division immediately and pay the full annual license fee.

(2) A corporation claiming this statutory exemption to the full annual license fee shall file an annual report concurrently with the statement described in subsection (1) of this section and with the annual reduced license fee. Failure to file the reason for exemption statement, annual report, and fee shall result in administrative dissolution.

REPEALER

The following chapter of the Washington Administrative Code is repealed:

WAC 434-50-010	Purpose.
WAC 434-50-015	Office address.
WAC 434-50-020	Office hours.
WAC 434-50-025	Telephone services.

WAC 434-50-03	0 Mail-in service.
WAC 434-50-03	
	service—Special fees.
WAC 434-50-04	Miscellaneous charges—Special service fees.
WAC 434-50-04	
	quired.
WAC 434-50-05	O Original signature
	requirement—Original retained.
WAC 434-50-05	5 Registered office address—
	Requirements.

WSR 93-20-075 PERMANENT RULES DEPARTMENT OF ECOLOGY

[Order 91-68-Filed October 4, 1993, 8:50 a.m.]

Date of Adoption: October 4, 1993.

Purpose: The purpose of the rule is to comply with the Federal and State Clean Air Acts and to establish an air operating permit rule.

Statutory Authority for Adoption: Chapter 70.94 RCW, Clean Air Act of Washington.

Pursuant to notice filed as WSR 93-18-082 on August 31, 1993.

Changes Other than Editing from Proposed to Adopted Version

WAC 173-401-100(1) provide for the establishment the elements

WAC 173-401-200(1) "Administrator" shall refer to the EPA Administrator unless specifically defined otherwise. (2) WAC 173-401-200(3) 7 or federally-recognized 7 or British Columbia

WAC 173-401-200 (3)(b) $\frac{100 \text{ kilometers}}{\text{MAC } 173-401-200}$ (5)(a) $\frac{\text{following }}{\text{applicable}}$; including

WAC 173-401-200 (5)(a)(xii) section 504(e) of the FCAA WAC 173-401-635

WAC 173-401-200(6) (unless the context suggests otherwise)

WAC 173-401-200(8) 2 3

WAC 173-401-200(9) April 7, 1993 (date of adoption)

WAC 173-401-200(14) New definition added: (14) "Federal Clean Air Act" or "FCAA" means the Federal Clean Air Act, also known as Public Law 88-206, 77 Stat. 392. December 17, 1963, 42 U.S.C. 7401 et seq., as last amended by the Clean Air Act Amendments of 1990, P.L. 101-549, November 15, 1990.

WAC 173-401-200 Renumber (14) through (33) as (15) through (34)

New WAC 173-401-200(16) similar sources or emissions units facilities of a source category source facility

New WAC 173-401-200(17) "Insignificant activity" or activity or emissions unit located at a chapter 401 source which qualifies as insignificant under the criteria listed in Appendix A to this chapter activity or emission unit located within a chapter 401 source that: (a) Would not adversely impact air quality; or (b) Would not be subject to registration pursuant to RCW 70.94.151, new source review under RCW 70.94.152 if the unit were being initially constructed or

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modified, or other requirements established under the FCAA or chapter 70.94 RCW.

New WAC 173-401-200 (18)(a), or such lesser quantity as the Administrator may establish by rule

New WAC 173-401-200(18)(b), as determined by rule by the Administrator this 302(j) of the FCAA

New WAC 173-401-200(19) WAC 173-401-725 this chapter

New WAC 173-401-200 (25)(f) iii subject to requirements for which numerical emission standards, operational requirements, work practices, or monitoring requirements applicable to the source have been adopted

New WAC 173-401-200(26) presumptive

New WAC 173-401-200 (28)(a)(i) \$\frac{\$43\$ million in 1992}{\$\text{dollars}\$ twenty five-million (in second quarter 1980 dollars)}

New WAC 173-401-200 (28)(d)(1) April 7, 1993 (date of adoption)

New WAC 173-401-200(31) as defined in ss. 129 (g)(1) of the FCAA for purposes of this chapter (42 U.S.C. 6925)

New WAC 173-401-200(33) This is a new definition: "Stationary source" means any building, structure, facility, or installation that emits or may emit any air contaminant. For purposes of this chapter, air contaminants include any regulated air pollutant or any pollutant list under section 112(b) of the FCAA.

New WAC 173-401-200(34) This is a new definition: "Title I modification" or "modification under any provision of Title I of the FCAA" means any modification under Sections 111 (Standards of Performance for New Stationary Sources) or 112 (Hazardous Air Pollutants) for the FCAA and any physical change or change in the method of operations that is subject to the preconstruction review regulations promulgated under Parts C (Prevention of Significant Deterioration) and D (Plan Requirements for Nonattainment Areas of Title I of the FCAA.

WAC 173-401-300 (1)(a)(i) Any major source as defined in WAC 173-401-200 $\frac{(17)}{(18)}$.

WAC 173-401-300 (1)(a)(vi) pursuant to 40 CFR Part 70, as amended through (date of adoption) April 7, 1993.

WAC 173-401-300 (1)(b) a threat to the public health or welfare under RCW 70.94.161 (5) (4)

WAC 173-401-300 (1)(c) Any other source which chooses to apply applies for a

WAC 173-401-300 (2)(a) chapter 401 permit provided that they submit a complete permit application no later than thirty months after the effective date of the permit program. This exemption shall remain in-effect until such time that:

WAC 173-401-300 (2)(a)(ii) determines that such sources must obtain operating permits and Ecology completes a rulemaking to adopt EPA's revised applicability criteria.

WAC 173-401-300 (2)(b) an earlier date and, subsequently, Ecology completes a rulemaking to adopt EPA's revised applicability criteria.

WAC 173-401-300 (2)(d)(i) to obtain a permit solely because they are subject to 40 CFR part

WAC 173-401-300 (2)(d)(ii) to obtain a permit solely because they are subject to 40 CFR part

WAC 173-401-300(5) Process for <u>determining</u> threat to public health or welfare. The following <u>criteria</u> process shall be used to identify

WAC 173-401-300 (5)(a) The source <u>may</u> has been found to cause or contribute to <u>air pollution in such quantity</u> as to create a violation of any

WAC 173-401-300 (5)(a) modeling guidelines, monitoring, or other appropriate methods; or

WAC 173-401-300 (5)(b) The source may has been found to cause or contribute to air pollution in such quantity as to create a significant ambient

WAC 173-401-300 (5)(b) guidelines, monitoring, or other appropriate methods.

WAC 173-401-300 (5)(c) Small business stationary sources not otherwise covered applicable under (a) and (b) of this subsection are exempt except

WAC 173-401-300 (5)(c)(i) or state air quality standard. Prior to determining that any area threatens to exceed a standard, Ecology shall hold a public hearing or hearings within the threatened area.

WAC 173-401-300 (5)(c)(iii) Ecology holds a public hearing or hearings.

WAC 173-401-300(7) Federally enforceable limits. Any source which is defined as a chapter 401 source solely because its potential to emit exceeds the annual tonnage thresholds defined in WAC 173-401-200 (17) (18) shall be exempt from the requirement to obtain an operating permit when federally-enforceable conditions which limit that source's potential to emit to levels below the relevant tonnage thresholds have been established for that source. Permitting authorities may exempt a source listed in subsection (1)(a) of this section from the requirement to obtain an operating permit by establishing federally enforceable limitations which limit that source's potential to emit to levels that are below those that would obligate the source to obtain an operating permit.

WAC 173-401-300 (7)(a) owner or operator of the source shall demonstrate eertify to the permitting authority that the source's potential to emit, taking into account any federally-enforceable restrictions assumed by the source, does not exceed the tonnage thresholds defined in WAC 173-401-200 (17) (18). pollutant emissions from the source are of quantities less than those that would obligate the source to obtain an operating permit. Such demonstrations eertification shall be in accordance with WAC 173-401-520 and shall contain emissions

WAC 173-401-300 (7)(a) and other information necessary to support the source's emission calculations. demonstrate to the permitting authority that the source's actual emissions are is less than the levels used to designate a source as a major source under subsection (1)(a) of this section.

WAC 173-401-300 (7)(b)(i) General.—The permitting authority may exempt the source from the requirement to obtain an operating permit after determining that the source is operating in compliance with WAC 173-401-705(1);

(ii) Regulatory orders. The permitting authority may establish source-specific limitations conditions in a regulatory order issued pursuant to WAC 173-400-090. Those requirements become federally enforceable when the order is incorporated into the state implementation plan (SIP) and approved by EPA as a SIP revision;

WAC 173-401-300 (7)(b)(ii+) Notice of construction approvals. The permitting authority may establish source-specific conditions limitations in a notice of construction

approval issued pursuant to <u>state or local regulations contained in an EPA-approved state implementation plan</u> RCW 70.94.152 or 70.94.153; or

WAC 173-401-300 (7)(b)($i\underline{i}\underline{i}+$) General permits. The permitting authority may

WAC 173-401-300 (7)(b)(iii) 70.94.161(112). Following EPA approval of the general permit, limitations on potential to emit become federally enforceable against a particular source after that source applies for, and receives coverage under the general permit Those requirements become federally enforceable when the general permit is approved by EPA.

WAC 173-401-300 (7)(c) A sSources receiving a federally enforceable limit on its' potential to emit shall annually certify that its' their actual emissions are potential to emit is less than those that which would

WAC 173-401-300 (7)(d) The decision of the permitting authority to allow the source to operate without an operating permit by limiting emissions Notice of issuance of any order or permit which limits a source's potential to emit shall be published in the permit register pursuant to WAC 173-401-805 (2)(i)(e).

PART IV PROGRAM <u>DELEGATION</u> SUBMITTALS AND TRANSITION

NEW SECTION

WAC 173-401-400 Program delegation submittals and transition. (1) General. Ecology is authorized to accept delegation of programs as provided for in submit the state operating permit program for approval under section 502 of the Federal Clean Air Act. Subject to federal approval, ecology may, in turn, delegate such the federally-approved state permit programs to the local authority with jurisdiction in a given area. This section describes the procedures for delegating the federally-approved state operating permit program to a local authority.

WAC 173-401-400(2) 70.94.161 (3) (2)(b). To the maximum extent practicable, such requests shall be submitted by September 1, 1993, in order to coordinate with the federal program submittal.

WAC 173-401-400(3) a permitting authority under the FCAA. Each delegation order shall specify the terms and conditions for program delegation and define the responsibilities of the permitting authority and Ecology in implementing the statewide program. All delegation orders and supporting program documentation shall be submitted to EPA for review and approval. Such approval will be to the same degree and equivalent to the level of delegation approved by the EPA.

WAC 173-401-400(4) 70.4(b)(3), (b)(7), (b)(8), and (b)(11). In addition, the

WAC 173-401-400(4) permitting authority <u>and</u>, with respect to the latter, signed, dated, and stamped by the <u>supervising professional engineer</u> pursuant to RCW 70.94.161 (3)(a).

WAC 173-401-400(6) Register notice of all requests for proposed decisions on program

WAC 173-401-400(6) summarize the request proposal and provide at least a thirty-day

WAC 173-401-400(6) minor unsubstantial

WAC 173-401-400(7) Performance review. Reviews of the implementation of the operating permit program by Ecology and delegated local authorities shall be conducted as provided in WAC 173-401-920. Performance reviews assess both the qualitative and quantitative performance of delegated operating permit programs. The review shall be based on criteria developed by ecology and will occur at the end of the fiscal year and be completed before the start of the calendar year. Ecology will conduct the review of delegated programs. A committee comprised of representatives from a delegated authority, contractor, and EPA will conduct the review of ecology. All delegated programs shall be reviewed in the following manner:

(a) Annual routine performance review. The annual review will include an evaluation of overall program administration including permit issuance, inspection, public involvement, and enforcement actions. A finding of inadequate administration may trigger a more extensive audit.

(b) Extensive performance review. Every five years all delegated programs shall be extensively evaluated to assess overall performance. The extensive audit will replace the routine audit.

(e) Fiscal audit. A fiscal audit performed by the state auditor's office will be combined with the annual review performed by the state auditor's office.

WAC 173-401-400(8) Program revisions. Revisions to the state program, EPA approval of those revisions, and delegation to local authorities shall be implemented using the procedures in subsections (1) through (6) of this section.

WAC 173-401-500(3) Duty to apply. (a)

WAC 173-401-500 (3)(a)(i) Existing chapter 401 sources.

WAC 173-401-500 (3)(a) program pursuant to RCW 70.94.161(67).

WAC 173-401-500 (3)(b) (ii) Existing sources becoming chapter 401 sources due to future regulations. A timely application for a source applying for a chapter 401 permit for the first time An existing source may become subject to the operating permit program as a result of regulations promulgated after EPA approval of the state permit program. For those sources, a complete application must be is one that is submitted within twelve months after from the time that the source becomes subject to the permit program.

WAC 173-401-500 (3)(c) (iii) New or modified sources. New or modified

WAC 173-401-500 (3)(c) chapter 401 permit

WAC 173-401-500 (3)(c) subsection (8) (9)(10)

WAC 173-401-500 (3)(d)(iv) Permit renewal. For purposes of permit renewal, a timely application is one that is submitted at the time specified in WAC 173-401-710. at least six months prior to the date of permit expiration or such other longer time specified in the permit that ensures that the term of the permit will not expire before the permit is renewed. In no event shall this time be greater than eighteen months.

WAC 173-401-500 (3)(e) (v)

WAC 173-401-500 (4)(b) Complete

WAC 173-401-500(4) in writing

WAC 173-401-500(4) 173-401-700(3)<u>700(6)</u>. Any

WAC 173-401-500 (5) (e) Confidential information.

WAC 173-401-500 (6) (4) Duty

WAC 173-401-500 (7) (5) Completeness criteria. An application is complete when the permitting authority determines it contains the following

WAC 173-401-500 (8) (6) EPA notification. The permitting authority shall provide EPA with a copy of all complete permit applications and compliance plans for chapter 401 sources unless EPA waives or

WAC 173-401-500 (9) (7) Public notice. Ecology shall publish a notice of all applications received under this section in the permit register as required under WAC 173-401-805. Ecology shall also publish decisions on application incompleteness in the register.

WAC 173-401-500 (10) (8)

WAC 173-401-500 (10)(a) the meaning of RCW 70.94.161 (1)(g) <u>RCW 70.94.030(14)</u> may select

WAC 173-401-500 (10)(a) forth in WAC 173-401-700. The permitting authority shall process the two applications in parallel parallel, and consolidate all required public hearings, comment periods and EPA review periods. The deadlines contained in these sections shall supersede the deadlines set forth in RCW 70.94.152(7).

WAC 173-401-500 (10)(a) substantially equivalent to those contained in that meet the requirements of WAC

WAC 173-401-500 (10)(b) RCW 70.94.161 (1)(e) <u>RCW 70.94.030(16)</u>, may

WAC 173-401-500 (10)(b) The deadlines contained in these sections shall supersede the deadlines set forth in RCW 70.94.152(7).

WAC 173-401-510(1) other than insignificant emissions units listed in Appendix A shall be included in the application. However, for insignificant activities emissions units which are exempted because of size, emissions, or production rate, a list of such insignificant emissions units activities must be included in

WAC 173-401-510 (2)(a) responsible official name and address, and

WAC 173-401-510 (2)(b) alternate alternative operating scenario identified by the source pursuant to WAC 173-401-650.

WAC 173-401-510 (2)(c)(i) are exempted under this subsection (1) of this section and listed as insignificant emissions units. For those emission units listed as insignificant because of size or production rate, the application must contain sufficient information to enable the permitting authority to evaluate whether that particular unit qualifies as insignificant. The permitting authority shall require

WAC 173-401-510 (2)(c)(v) all air pollution

WAC 173-401-510 (2)(g) WAC 173-401-650(1) or to

WAC 173-401-510 (2)(g) WAC 173-401-722 650(e) and WAC 173-401-722 650(2) 600 through 173-401-650.

WAC 173-401-510 (2)(h)(iii)(B) This shall include a detailed schedule of compliance (including milestones) unless the permitting authority determines that such a schedule is not necessary to satisfy this provision;

WAC 173-401-510 (2)(h)(iv) For those sources required to have a schedule of compliance to remedy a violation, a A schedule for submission of certified progress reports every six months or at a more frequent period specified in an applicable requirement for sources required to have a schedule of compliance to remedy a violation.

WAC 173-401-510 (2)(j) (date of adoption) April_7, 1993.

WAC 173-401-510 (2)(k) Requirements which the source believes are inapplicable pursuant to WAC 173-401-640(2) and a request to extend the permit shield to those requirements.

WAC 173-401-520 this chapter these regulations

WAC 173-401-600(1) Each permit shall contain terms and conditions that assure compliance with all applicable requirements at the time of permit issuance.

WAC 173-401-600 (1)(a) (1) The

WAC 173-401-600 (1)(b) (2) Chapter

WAC 173-401-600 (1)(c) (3)

WAC 173-401-600 (1)(d) (4)

WAC 173-401-600 (1)(e) (5) Chapter 80.50 RCW and rules adopted thereunder.

WAC 173-401-600(2) Legal authority. The permit shall specify and reference the origin of and authority for each term or condition, and identify any difference in form as compared to the applicable requirement upon which the term or condition is based.

WAC 173-401-600(3) Acid rain. Where an applicable requirement of the FCAA is more stringent than an applicable requirement of regulations promulgated under Title IV of the FCAA, both provisions shall be incorporated into the permit and shall be enforceable by the Administrator.

WAC 173-401-600(4) Where an applicable requirement based on the FCAA and rules implementing that act (including the approved state implementation plan) is less stringent than an applicable requirement promulgated under state or local legal authority, both provisions shall be incorporated into the permit in accordance with WAC 173-401-625.

WAC 173-401-605(2) Legal authority. The permit shall specify and reference the origin of and authority for each term or condition, and identify any difference in form as compared to the applicable requirement upon which the term or condition is based.

(3) Acid rain. The permit shall state that, where an applicable requirement of the FCAA is more stringent than an applicable requirement of regulations promulgated under title IV of the FCAA, both provisions shall be incorporated into the permit and shall be enforceable by the Administrator.

(4)

WAC 173-401-605(3) Reasonably available control technology (RACT). Emission standards and other requirements contained in rules or regulatory orders in effect at the time of operating permit issuance or renewal shall be considered RACT for purposes of permit issuance or renewal. RACT determinations under section (8) of Chapter 252 of the Laws of 1993 shall be incorporated into an operating permit as provided in WAC 173-401-730.

WAC 173-401-615 (2)(c) at least five years from the WAC 173-401-615 (3)(b) actions or preventive measures taken. The permitting authority shall define "prompt" in each individual permit in relation to the degree and type of deviation likely to occur and the applicable requirement. For deviations which represent a potential threat to human health or safety, "prompt" means as soon as possible, but in no case later than 12 hours after the deviation is discovered. The source shall maintain a contemporaneous record of all deviations. Other deviations shall be reported no later than 30 days after the end of the month during which the deviation is discovered or as part of routine emission monitoring

reports. Other deviations shall be reported as part of the routine reporting requirements under (a) of this subsection or applicable requirements.

WAC 173-401-620 (1)(c) the FCAA and in effect on April 7, 1993 (date of adoption).

WAC 173-401-620 (2)(j) conditions contained therein, including any permit shield provided under WAC 173-401-640,

WAC 173-401-625(2) EPA and affected states review requirements of WAC 173-401-810 700 through 820.

WAC 173-401-630(4) to remedy a violation,

WAC 173-401-630(4) WAC 173-401-510 (2)(h) (i)(iv) WAC 173-401-640(4) Except as provided in this section, the permitting authority shall expressly include in a Each chapter 401 permit shall include a

WAC 173-401-640 (4)(1):

(a) S such applicable requirements are included and are specifically identified in the permit; or

(b) The permitting authority, in acting on the permit application or revision, determines in writing that other requirements specifically identified are not applicable to the source, and the permit includes the determination or a concise summary thereof.

WAC 173-401-640(2) Inapplicable requirements. Upon request, the permitting authority shall include in the permit or in a separate written finding issued with the permit a determination identifying specific requirements that do not apply to the source. The source shall specify in its application for such a determination the requirements as to which the determination is requested. If the determination is issued in a separate finding, that finding shall be summarized in the permit. The permit shall state that the permit shield applies to any requirements so identified. A request to extend the permit shield to requirements deemed inapplicable to the source may be made either in the original permit application or in an application for a permit modification.

WAC 173-401-640(3) Omissions.

WAC 173-401-640(4) (3) Exclusions.

WAC 173-401-640 (4)(e) provided in Chapter 252 of the Laws of 1993 defined in RCW 70.94.030.

WAC 173-401-640(5) The Agency may exclude all or a portion of a permit from the permit shield upon a finding that the shield would substantially impede implementation or enforcement of applicable requirements. Such a finding shall identify the portions of the permit excluded from the shield, the requirements that have led to the exclusion, and the reason for the exclusion.

WAC 173-401-645 (3)(d) or shorter periods of time specified in an applicable requirement. This notice fulfills the requirement of WAC 173-401-615 (3)(b) unless the excess emissions represent a potential threat to human health or safety.

WAC 173-401-650 (1)(b) and WAC 173-401-650 (1)(c) ; and

(d) May require the source to notify the permitting authority when the source will shift from one specified operating scenario to another such scenario.

WAC 173-401-650 (2)(a) 640 630

WAC 173-401-650 (2)(b) Shall May

WAC 173-401-650 (2)(d) Shall require the source, contemporaneously with making a change, to record in a log at the permitted source the emission increases and decreases.

(d) May require the source to notify the permitting authority when the change will occur and shall describe the changes in emissions that will result and how these increases and decreases in emissions will comply with the terms and conditions of the permit.

WAC 173-401-700 (1)(b) and, in the latter case, signed, dated, and stamped by the supervising professional engineer;

WAC 173-401-700 (1)(c) and has prepared a response to comments from interested parties prior to the time that the proposed permit is submitted to the EPA for review;

WAC 173-401-700 (1)(g) Whenever EPA objects to issuance of a permit, the permitting authority shall within seven days of receipt of EPA's objection, send the permit applicant a copy of the objection and any statement received from EPA pursuant to 40 CFR 70.8 (e)(2). In these instances, the permitting authority shall not issue the permit unless the permittee consents to the changes required by the EPA. Where EPA has objected to issuance of a permit or modification, the permittee has consented in writing to the changes required by the EPA.

WAC 173-401-700(3) received from chapter 401 sources for which they have jurisdiction in existence on the date on which EPA authorizes the permitting authority to issue operating permits within one year after EPA authorization. Final action shall be taken on at least one third of such applications annually over a period not to exceed three years after the effective date of their programs EPA authorization.

WAC 173-401-700(5) Except as provided in WAC 173-401-500(10) processing of notice of construction applications received under RCW 70.94.152 shall take priority over processing of operating permit applications. The permitting authority shall ensure priority is given to taking action on applications for construction or modification under title I, parts C and D of the FCAA.

WAC 173-401-700(7) Draft permit. Within 180 days of the date upon which an application is deemed to be complete, the permitting authority should generally issue either a draft permit or a notice of intent to deny the permit application. Notice of issuance of a draft permit shall be published and provided to Affected States in accordance with the procedures in WAC 173-401-800 through 820. The deadline provided in this subsection shall not apply to the initial round of permit applications filed pursuant to subsection (3) of this section.

WAC 173-401-700(8) Statement of basis. At the time the draft permit is issued, tThe

WAC 173-401-700(8) EPA, the applicant,

WAC 173-401-700(9) Proposed permit. Upon completion of the public comment period provided in WAC 173-401-800, the permitting authority shall issue a proposed permit, along with a response to any comments received during the comment period. The permitting authority shall transmit the proposed permit and its response to any comments to the applicant and to EPA for review, as provided in WAC 173-401-810.

WAC 173-401-700(8 10)

WAC 173-401-705(1) under this chapter a chapter 401 program.

WAC 173-401-705(2) timely and complete application for permit issuance (including for renewal) within 12 months of the time the source becomes subject to the permit pro-

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gram, the source's failure to have operation of the source without

WAC 173-401-705(2) Chapter 401 sources in existence on the date of EPA approval of the state permit program shall become subject to the program on the effective date of EPA approval.

WAC 173-401-710, revocation and

WAC 173-401-710(1) the <u>new</u> application due date already established in the permit to ensure that the term

WAC 173-401-710(1) event shall the application due date be this time period be greater earlier than eighteen months prior to the expiration of the permit.

WAC 173-401-710(4) Revocation of permits. The permitting authority may revoke a permit only upon the request of the permittee or for cause.

WAC 173-401-710(4) proposed

WAC 173-401-710(4) A revocation issued under this section may be issued conditionally with a future effective date and may specify that the revocation will not take effect if the permittee satisfies the specified conditions before the effective date.

WAC 173-401-720 (1)(e) <u>orders approving notice of construction applications processed preconstruction review permits authorized</u>

WAC 173-401-720(2) April 7, 1993 (date of adoption).

WAC 173-401-720(4) may shall, upon

WAC 173-401-720(4) paragraph (1)(e) of this section which meet the relevant requirements for significant permit modifications in WAC 173-401-600 through 173-401-650, 173-401-725, and 173-401-800 through 173-401-820.

WAC 173-401-722 (1)(a)(i) <u>Title I</u> modifications as defined in WAC 173-400-030;

WAC 173-401-722 (1)(a)(iv) except that written notification of a change made in response to an emergency shall be provided as soon as possible after the event.

WAC 173-401-722(2) 502(6 b)(10)

WAC 173-401-722(2) 502(b)(1<u>0</u>)

WAC 173-401-722(2) WAC 173-401-200(<u>28</u> 40)) without a permit revision.

WAC 173-401-722 (2)(a) source permitted facility,

WAC 173-401-722 (3)(a) subsection (1)(a)(iv) (iii)

WAC 173-401-722(4) through 173-401-650630

WAC 173-401-722 (4)(a) subsection (1)(a)(iv) (iii)

WAC 173-401-722(5) A source making a change under this section shall comply with applicable preconstruction review requirements established pursuant to RCW 70.94.152.

WAC 173-401-724 (5) Off-permit changes.

WAC 173-401-724(1), and the permitting authority has not objected to such changes. Any change that increases emissions above those allowed in the permit, that is a Title I modification ,that is a modification or reconstruction under sections 110, 111, or 112 of the FCAA;

WAC 173-401-724 (2) (a)

WAC 173-401-724 (3) (b)

WAC 173-401-724(3) the provisions adopted pursuant to WAC 173-401-510 Appendix A of this chapter. Such written notice shall describe each such change, including the date, any change in emissions, pollutants emitted, and any applicable

WAC 173-401-724 (4)(e) The change shall not qualify for the permit shield

WAC 173-401-724(5) The permittee shall keep a record describing changes made at the source that result in emissions of a regulated air pollutant subject to an applicable requirement, but not otherwise regulated under the permit, and the emissions resulting from those changes.

(6) A source making a change under this section shall comply with applicable preconstruction review requirements established pursuant to RCW 70.94.152.

WAC 173-401-725(1) on (date of adoption) April 7, 1993.

WAC 173-401-725 (2)(a)(i) procedures may shall be used only

WAC 173-401-725 (2)(a)(i)(B) in the permit or other permit terms or conditions that are necessary to enforce limitations on emissions from units covered by the permit;

WAC 173-401-725 (2)(a)(i)(D)(I) of the FCAA;

WAC 173-401-725 (2)(a)(i)(D)(II) and

WAC 173-401-725 (2)(a)(i)(E) and

WAC 173-401-725 (2)(a)(i)(F) Are not required by the permitting authority to be processed as a significant modification.

WAC 173-401-725 (2)(a)(ii) Notwithstanding (a)(i) and (3)(a) of this subsection, the

WAC 173-401-725 (2)(a)(ii) (date of adoption) April 7, 1993

WAC 173-401-725 (2)(b)(iii) of

WAC 173-401-725 (2)(c) WAC 173-401-810820(2)

WAC 173-401-725 (2)(d) period of at least twenty-one days. Each notice must describe the proposed revisions and specify the earliest date on which the public can submit to the Administrator a petition to object under 40 CFR 70.8(d). deadline to file comments with the permitting authority on the proposed modification.

WAC 173-401-725 (2)(f) Source's ability to make change. The permitting authority may allow the source to source may make the change proposed in its

WAC 173-401-725 (3)(c) WAC 173-401-810820(2) to the

WAC 173-401-725 (3)(d) earliest date on which the public can submit to the Administrator a petition to object under 40 CFR 70.8(d). deadline to file comments with the permitting authority on the proposed modification.

WAC 173-401-725 (3)(g) eligible for group processing. WAC 173-401-725 (4)(b) implement this review process

WAC 173-401-735(1) including petitions filed pursuant to 40 CFR 70.8(c) and 70.8(d).

(2) Appealing parties. Parties that may file the appeal referenced in subsection (1) include any person who participated in the public participation process pursuant to WAC 173-401-800.

(3) As provided in Chapter 7.16 RCW, a person may seek a writ of mandamus in the event that a permitting authority fails to take final action on an application for a permit, permit renewal, or permit revision within the deadlines specified by WAC 173-401-700 through 725.

WAC 173-401-750(1) sources or emissions units. Any WAC 173-401-750(1) unless otherwise provided in regulations promulgated under title IV of the FCAA and in effect on (date of adoption).

Part VIIIX

PUBLIC INVOLVEMENT AND PERMIT REVIEW BY EPA AND AFFECTED STATES

WAC 173-401-800 (2)(a)(i) Issuance of a draft permit or permit renewal;

WAC 173-401-800 (2)(c) such notice.

WAC 173-401-800 (2)(d) Public notice and notice for those requesting notice must

WAC 173-401-800 (2)(d)(ii) facility of or activity

WAC 173-401-800 (2)(d)(iii) facility and or activity

WAC 173-401-800 (2)(e) proposed project Chapter 401

WAC 173-401-800(3) draft permits, modifications, and renewals on actions described in subsection (2)(a) of this section. This

WAC 173-401-800(4) Public hearings. The applicant, any interested governmental entity, any group or any person may request a public hearing within the comment period required under subsection (3). Any such request shall indicate the interest of the entity filing it and why a hearing is warranted. The permitting authority may, in its discretion, hold a public hearing if it determines significant public interest exists. Any such hearing shall be held at a time(s) and place(s) as the permitting authority deems reasonable. The permitting authority shall provide at least 30 days prior notice of any hearing. The permitting authority shall provide a public hearing if, on the basis of written requests received within the public comment period, the permitting authority determines that material issues have been raised with respect to the terms and conditions of a permit. However, if the permitting authority determines that the permitting action is of significant public interest, the permitting authority may hold a public hearing. In such instances, public notice of the hearing may be combined with the public notice of the draft

WAC 173-401-800(5) Fact sheets. The permitting authority shall provide a statement that sets forth the legal and factual basis for the draft permit conditions (including references to the applicable statutory or regulatory provisions). The permitting authority shall send this statement to the Administrator and to any other person who requests it.

WAC 173-401-800 (6) The permitting authority shall keep a record of the commentors and

WAC 173-401-805 (2)(b) Receipt of <u>complete</u> permit applications;

WAC 173-401-805 (2)(c) Issuance of enforcement orders;

(b)

WAC 173-401-805 (2) (e) Any petition granted or denied by EPA as provided under Section 505(b) of the FCAA:

(f) Issuance of temporary source permits;

(g) Transmittal of proposed permits, permit modifications, or renewals to the EPA;

(h d)

WAC 173-401-805(2) (+ e)

WAC 173-401-805 (2)(e) operating permit by limiting actual emissions it's potential to emit to levels below those that would make require the source subject to the requirement to obtain an operating permit; ; and

WAC 173-401-805 (2)(j f) Periodic summaries of enforcement order and Echanges

WAC 173-401-810 EPA Review. Transmission of information to the Administrator.

WAC 173-401-820(1), permit revision, or permit renewal

WAC 173-401-820(3) British Columbia notification. The permitting authority shall notify British Columbia of draft permits, permit revisions, or permit renewals at sources located within 100 kilometers of the Washington-British Columbia border. Such notice shall be concurrent with notification of EPA and affected states.

APPENDIX A. Insignificant Activities and Emission Units.

- (1) The following activities and emissions units at a Chapter 401 source will be considered insignificant by their name or type and do not have to be listed in the permit application:
- (a) Retail establishments preparing food for human consumption including cafeterias and kitchen facilities located at a source for providing food service on premises;
- (b) Internal combustion engines for propelling or powering a vehicle;
- (c) Natural gas or LPG-fired or electrically heated ceramics kilns;
- (d) Cleaning and stripping activities and equipment, Using solutions having less than one percent VOCs by weight. On metallic substrates, acid solutions not exempted;
- (e) Dip-coating operations, Using materials with less than one percent VOCs;
- (f) Foundry sand molds, Unheated and using binders with less than 0.25% free phenol by sand weight;
- (g) Chemical or physical analytical laboratory operations or equipment including fume hoods and vacuum pumps;
- (h) Comfort air conditioning, Not used to remove air contaminants from specific equipment;
- (i) Refrigeration systems, Not in air pollution control applications;
 - (j) Housekeeping activities and equipment;
- (k) Natural draft hoods, natural draft stacks, or natural draft ventilators for sanitary and storm drains, safety valves, and storage tanks;
- (l) Natural and forced air vents and stacks for bathroom/toilet facilities;
- (m) Brazing, soldering and welding equipment and cutting torches;
- (n) Laundering, dryers, extractors, tumblers for fabrics, Using water solutions of bleach and/or detergents;
- (o) Atmospheric generators used in connection with metal heat treating processes;
 - (p) Steam cleaning operations;
 - (q) Office activities;
 - (r) Personal care activities;
- (s) Sampling connections used exclusively to withdraw materials for laboratory analyses and testing;
 - (t) Lawn and landscaping activities;
 - (u) Flares used to indicate danger to the public;
- (v) Firefighting and similar safety equipment and equipment used to train firefighters;
 - (w) Recreational fireplaces; and

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- (x) Materials and equipment used by, and activity related to operation of infirmary, Infirmary is not the source's business activity.
- (2) The following activities and emissions units at a Chapter 401 source will be considered insignificant on the basis of size or production rate, provided that any activity or unit qualifying under this subsection shall be listed in the source's permit application:
- (a) Space heaters and non-process hot water heaters, Natural gas, less than 20 million Btu/hr. or electric;
- (b) Internal combustion engines for use as standby power, Less than 100 hrs./yr;
- (c) Portable internal combustion engines, Used less than 32 days/yr. at one facility; and
- (d) Printing, Using less than 2 gallon/day of inks, coatings, adhesives, fountain solutions, thinners, retarders, or cleaning solutions.

Effective Date of Rule: Thirty-one days after filing.
October 4, 1993
Mary Riveland
Director

Chapter 173-401 WAC OPERATING PERMIT REGULATION

PART I OVERVIEW

NEW SECTION

- WAC 173-401-100 Program overview. (1) The provisions in this chapter establish the elements of a comprehensive Washington state air operating permit program consistent with the requirements of Title V of the Federal Clean Air Act (FCAA) (42 U.S.C. 7401, et seq.).
- (2) All sources subject to this regulation shall have a permit to operate that assures compliance by the source with all applicable requirements. While chapter 173-401 WAC does not impose substantive new requirements, it does require that fees be imposed on sources and that certain procedural measures be adopted especially with respect to compliance.
- (3) The requirements of this chapter, including provisions regarding schedules for submission and approval or disapproval of permit applications, shall apply to the permitting of affected sources under the acid rain program, except as provided herein or modified in regulations promulgated under Title IV of the FCAA (acid rain program).
- (4) Issuance of permits under this chapter may be coordinated with issuance of permits under the Resource Conservation and Recovery Act and under the Clean Water Act, whether issued by the state, the United States Environmental Protection Agency (EPA), or the United States Army Corps of Engineers.

PART II DEFINITIONS

NEW SECTION

- WAC 173-401-200 Definitions. The definitions of terms contained in chapter 173-400 WAC are incorporated by reference, unless otherwise defined here. Unless a different meaning is clearly required by context, the following words and phrases, as used in this chapter, shall have the following meanings:
- (1) "Affected source" means a source that includes one or more affected units.
- (2) "Affected states" are the states or federally-recognized Tribal Nations:
- (a) Whose air quality may be affected when a chapter 401 permit, permit modification, or permit renewal is being proposed; or
 - (b) That are within fifty miles of the permitted source.
- (3) "Affected unit" means a fossil-fuel fired combustion device or a source that opts-in under 40 CFR part 74, that is subject to any emission reduction requirement or limitation under the Acid Rain Program.
- (4) "Applicable requirement" means all of the following as they apply to emissions units in a chapter 401 source (including requirements that have been promulgated or approved by EPA, ecology or a local authority through rule making at the time of permit issuance but have future-effective compliance dates):
- (a) The following provisions of the Federal Clean Air Act (FCAA):
- (i) Any standard or other requirement provided for in the applicable implementation plan approved or promulgated by EPA through rule making under Title I of the FCAA (Air Pollution Prevention and Control) that implements the relevant requirements of the FCAA, including any revisions to that plan promulgated in 40 CFR 52;
- (ii) Any term or condition of any preconstruction permits issued pursuant to regulations approved or promulgated through rule making under Title I, including parts C (Prevention of Significant Deterioration) or D (Plan Requirements for Nonattainment Areas), of the FCAA;
- (iii) Any standard or other requirement under section 111 (New Source Performance Standards) of the FCAA, including section 111(d);
- (iv) Any standard or other requirement under section 112 (Hazardous Air Pollutants) of the FCAA, including any requirement concerning accident prevention under section 112 (r)(7) of the FCAA;
- (v) Any standard or other requirement of the acid rain program under Title IV of the FCAA (Acid Deposition Control) or the regulations promulgated thereunder;
- (vi) Any requirements established pursuant to section 504(b) or section 114 (a)(3) of the FCAA;
- (vii) Any standard or other requirement governing solid waste incineration, under section 129 of the FCAA;
- (viii) Any standard or other requirement for consumer and commercial products, under section 183(e) of the FCAA;
- (ix) Any standard or other requirement for tank vessels, under section 183(f) of the FCAA;
- (x) Any standard or other requirement of the program to control air pollution from outer continental shelf sources, under section 328 of the FCAA;
- (xi) Any standard or other requirement of the regulations promulgated to protect stratospheric ozone under Title

VI of the FCAA, unless the administrator has determined that such requirements need not be contained in a Title V permit; and

- (xii) Any national ambient air quality standard or increment or visibility requirement under part C of Title I of the FCAA, but only as it would apply to temporary sources permitted pursuant to WAC 173-401-635.
- (b) Chapter 70.94 RCW and rules adopted thereunder. This includes requirements in regulatory orders issued by the permitting authority.
- (c) In permits issued by local air pollution control authorities, the requirements of any order or regulation adopted by the authority.
 - (d) Chapter 70.98 RCW and rules adopted thereunder.
 - (e) Chapter 80.50 RCW and rules adopted thereunder.
- (5) "Chapter 401 permit" or "permit" means any permit or group of permits covering a chapter 401 source that is issued, renewed, amended, or revised pursuant to this chapter.
- (6) "Chapter 401 source" means any source subject to the permitting requirements of this chapter.
- (7) "Delegated authority" means an air pollution control authority that has been delegated the permit program pursuant to RCW 70.94.161 (2)(b).
- (8) "Designated representative" shall have the meaning given to it in section 402(26) of the FCAA and the regulations promulgated thereunder and in effect on April 7, 1993.
- (9) "Draft permit" means the version of a permit for which the permitting authority offers public participation or affected state review.
- (10) "Emissions allowable under the permit" means an enforceable permit term or condition determined at issuance to be required by an applicable requirement that establishes an emissions limit (including a work practice standard) or an enforceable emissions cap that the source has assumed to avoid an applicable requirement to which the source would otherwise be subject.
- (11) "Emissions unit" means any part or activity of a stationary source that emits or has the potential to emit any regulated air pollutant or any pollutant listed under section 112(b) of the FCAA. This term is not meant to alter or affect the definition of the term "unit" for purposes of Title IV of the FCAA.
- (12) The "EPA" or the "administrator" means the administrator of the U.S. Environmental Protection Agency or her/his designee.
- (13) "Federal Clean Air Act" or "FCAA" means the Federal Clean Air Act, also known as Public Law 88-206, 77 Stat. 392. December 17, 1963, 42 U.S.C. 7401 et seq., as last amended by the Clean Air Act Amendments of 1990, P.L. 101-549, November 15, 1990.
- (14) "Final permit" means the version of a chapter 401 permit issued by the permitting authority that has completed all review procedures required by this chapter and 40 CFR §§70.7 and 70.8.
- (15) "General permit" means a permit which covers multiple similar sources or emissions units in lieu of individual permits being issued to each source.
- (16) "Insignificant activity" or "insignificant emissions unit" means any activity or emissions unit located at a chapter 401 source which qualifies as insignificant under the criteria listed in Appendix A to this chapter.

- (17) "Major source" means any stationary source (or any group of stationary sources) that are located on one or more contiguous or adjacent properties, and are under common control of the same person (or persons under common control) belonging to a single major industrial grouping and that are described in (a), (b), or (c) of this subsection. For the purposes of defining "major source," a stationary source or group of stationary sources shall be considered part of a single industrial grouping if all of the pollutant emitting activities at such source or group of sources on contiguous or adjacent properties belong to the same major group (i.e., all have the same two-digit code) as described in the Standard Industrial Classification Manual, 1987.
- (a) A major source under section 112 of the FCAA, which is defined as any stationary source or group of stationary sources located within a contiguous area and under common control that emits or has the potential to emit, in the aggregate, ten tons per year (tpy) or more of any hazardous air pollutant which has been listed pursuant to section 112(b) of the FCAA, or twenty-five tpy or more of any combination of such hazardous air pollutants. Notwith-standing the preceding sentence, emissions from any oil or gas exploration or production well (with its associated equipment) and emissions from any pipeline compressor or pump station shall not be aggregated with emissions from other similar units, whether or not such units are in a contiguous area or under common control, to determine whether such units or stations are major sources; or
- (b) A major stationary source of air pollutants, as defined in section 302 of the FCAA, that directly emits or has the potential to emit, one hundred tpy or more of any air pollutant (including any major source of fugitive emissions of any such pollutant). The fugitive emissions of a stationary source shall not be considered in determining whether it is a major stationary source for the purposes of this section, unless the source belongs to one of the following categories of stationary source:
 - (i) Coal cleaning plants (with thermal dryers);
 - (ii) Kraft pulp mills;
 - (iii) Portland cement plants;
 - (iv) Primary zinc smelters;
 - (v) Iron and steel mills;
 - (vi) Primary aluminum ore reduction plants;
 - (vii) Primary copper smelters;
- (viii) Municipal incinerators capable of charging more than two hundred fifty tons of refuse per day;
 - (ix) Hydrofluoric, sulfuric, or nitric acid plants;
 - (x) Petroleum refineries;
 - (xi) Lime plants;
 - (xii) Phosphate rock processing plants;
 - (xiii) Coke oven batteries;
 - (xiv) Sulfur recovery plants;
 - (xv) Carbon black plants (furnace process);
 - (xvi) Primary lead smelters;
 - (xvii) Fuel conversion plants;
 - (xviii) Sintering plants;
 - (xix) Secondary metal production plants;
 - (xx) Chemical process plants;
- (xxi) Fossil-fuel boilers (or combination thereof) totaling more than two hundred fifty million British thermal units per hour heat input;

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- (xxii) Petroleum storage and transfer units with a total storage capacity exceeding three hundred thousand barrels;
 - (xxiii) Taconite ore processing plants;
 - (xxiv) Glass fiber processing plants;
 - (xxv) Charcoal production plants;
- (xxvi) Fossil-fuel-fired steam electric plants of more than two hundred fifty million British thermal units per hour heat input; or
- (xxvii) All other stationary source categories regulated by a standard promulgated under section 111 or 112 of the FCAA, but only with respect to those air pollutants that have been regulated for that category;
- (c) A major stationary source as defined in part D of Title I of the FCAA, including:
- (i) For ozone nonattainment areas, sources with the potential to emit one hundred tpy or more of volatile organic compounds or oxides of nitrogen in areas classified as "marginal" or "moderate," fifty tpy or more in areas classified as "serious," twenty-five tpy or more in areas classified as "severe," and ten tpy or more in areas classified as "extreme"; except that the references in this paragraph to one hundred, fifty, twenty-five, and ten tpy of nitrogen oxides shall not apply with respect to any source for which the administrator has made a finding, under section 182 (f)(1) or (2) of the FCAA, that requirements under section 182(f) of the FCAA do not apply;
- (ii) For ozone transport regions established pursuant to section 184 of the FCAA, sources with the potential to emit fifty tpy or more of volatile organic compounds;
- (iii) For carbon monoxide nonattainment areas (A) that are classified as "serious," and (B) in which stationary sources contribute significantly to carbon monoxide levels, sources with the potential to emit fifty tpy or more of carbon monoxide; and
- (iv) For particulate matter (PM-10) nonattainment areas classified as "serious," sources with the potential to emit seventy tpy or more of PM-10.
- (18) "Permit modification" means a revision to a chapter 401 permit that meets the requirements of WAC 173-401-725.
- (19) "Permit program costs" means all reasonable (direct and indirect) costs required to develop and administer a permit program (whether such costs are incurred by the permitting authority or other state or local agencies that do not issue permits directly, but that support permit issuance or administration).
- (20) "Permit revision" means any permit modification or administrative permit amendment.
- (21) "Permitting authority" means the department of ecology, local air authority, or other agency authorized under RCW 70.94.161 (3)(b) and approved by EPA to carry out a permit program under this chapter.
- (22) "Potential to emit" means the maximum capacity of a stationary source to emit any air pollutant under its physical and operational design. Any physical or operational limitation on the capacity of a source to emit an air pollutant, including air pollution control equipment and restrictions on hours of operation or on the type or amount of material combusted, stored, or processed, shall be treated as part of its design if the limitation is enforceable by the administrator. This term does not alter or affect the use of this term for any other purposes under the FCAA, or the term "capaci-

- ty factor" as used in Title IV of the FCAA or the regulations promulgated thereunder.
- (23) "Proposed permit" means the version of a permit that the permitting authority proposes to issue and forwards to the administrator for review in compliance with 40 CFR 70.8.
 - (24) "Regulated air pollutant" means the following:
 - (a) Nitrogen oxides or any volatile organic compounds;
- (b) Any pollutant for which a national ambient air quality standard has been promulgated;
- (c) Any pollutant that is subject to any standard promulgated under section 111 of the FCAA;
- (d) Any Class I or II substance subject to a standard promulgated under or established by Title VI of the FCAA;
- (e) Any pollutant subject to a standard promulgated under section 112 or other requirements established under section 112 of the FCAA, including sections 112 (g), (j), and (r), including the following:
- (i) Any pollutant subject to requirements under section 112(j) of the FCAA. If the administrator fails to promulgate a standard by the date established pursuant to section 112(e) of the FCAA, any pollutant for which a subject source would be major shall be considered to be regulated on the date eighteen months after the applicable date established pursuant to section 112(e) of the FCAA; and
- (ii) Any pollutant for which the requirements of section 112 (g)(2) of the FCAA have been met, but only with respect to the individual source subject to section 112 (g)(2) requirement; and
- (f) Any air pollutant for which numerical emission standards, operational requirements, work practices, or monitoring requirements applicable to the source have been adopted under RCW 70.94.331, 70.94.380, and 70.94.395.
- (25) "Regulated pollutant (for fee calculation)," which is used only for purposes of WAC 173-401-900, means any "regulated air pollutant" except the following:
 - (a) Carbon monoxide;
- (b) Any pollutant that is a regulated air pollutant solely because it is a Class I or II substance subject to a standard promulgated under or established by Title VI of the FCAA; or
- (c) Any pollutant that is a regulated air pollutant solely because it is subject to a standard or regulation under section 112(r) of the FCAA.
- (26) "Renewal" means the process by which a permit is reissued at the end of its term.
 - (27) "Responsible official" means one of the following:
- (a) For a corporation: A president, secretary, treasurer, or vice-president of the corporation in charge of a principal business function, or any other person who performs similar policy or decision-making functions for the corporation, or a duly authorized representative of such person if the representative is responsible for the overall operation of one or more manufacturing, production, or operating facilities applying for or subject to a permit and either:
- (i) The facilities employ more than two hundred fifty persons or have gross annual sales or expenditures exceeding forty-three million in 1992 dollars; or
- (ii) The delegation of authority to such representative is approved in advance by the permitting authority;

- (b) For a partnership or sole proprietorship: A general partner or the proprietor, respectively;
- (c) For a municipality, state, federal, or other public agency: Either a principal executive officer or ranking elected official. For the purposes of this part, a principal executive officer of a federal agency includes the chief executive officer having responsibility for the overall operations of a principal geographic unit of the agency (e.g., a regional administrator of EPA); or
 - (d) For affected sources:
- (i) The designated representative in so far as actions, standards, requirements, or prohibitions under Title IV of the FCAA or the regulations promulgated thereunder and in effect on April 7, 1993 are concerned; and
- (ii) The designated representative for any other purposes under 40 CFR part 70.
- (28) "Section 502 (b)(10) changes" are changes that contravene an express permit term. Such changes do not include changes that would violate applicable requirements or contravene enforceable permit terms and conditions that are monitoring (including test methods), recordkeeping, reporting, or compliance certification requirements.
- (29) "Small business stationary source" means a stationary source that:
- (a) Is owned or operated by a person that employs one hundred or fewer individuals;
- (b) Is a small business concern as defined in the Federal Small Business Act;
 - (c) Is not a major source;
- (d) Does not emit fifty tons or more per year of any regulated pollutant; and
- (e) Emits less than seventy-five tons per year of all regulated pollutants.
- (30) "Solid waste incineration unit" (for purposes of this chapter) means a distinct operating unit of any facility which combusts any solid waste material from commercial or industrial establishments or the general public (including single and multiple residences, hotels, and motels). Such term does not include incinerators or other units required to have a permit under section 3005 of the Solid Waste Disposal Act (42 U.S.C. 6925). The term "solid waste incineration unit" does not include:
- (a) Materials recovery facilities (including primary or secondary smelters) which combust waste for the primary purpose of recovering metals;
- (b) Qualifying small power production facilities, as defined in section (3)(17)(C) of the Federal Power Act (16 U.S.C. 796 (17)(C)) or qualifying cogeneration facilities as defined in section (3)(18)(B) of the Federal Power Act (16 U.S.C. 796 (18)(B)), which burn homogeneous waste (such as units which burn tires or used oil, but not including refuse-derived fuel) for the production of electric energy or in the case of qualifying cogeneration facilities which burn homogeneous waste for the production of electric energy and steam or forms of useful energy (such as heat) which are used for industrial, commercial, heating, or cooling purposes; or
- (c) Air curtain incinerators provided that such incinerators only burn wood wastes, yard wastes, and clean lumber and that such air curtain incinerators comply with opacity limitations to be established by the administrator by rule.

- (31) "State" means any nonfederal permitting authority, including any local agency, interstate association, or statewide program.
- (32) "Stationary source" means any building, structure, facility, or installation that emits or may emit any air contaminant. For purposes of this chapter, air contaminants include any regulated air pollutant or any pollutant listed under section 112(b) of the FCAA.
- (33) "Title I modification" or "modification under any provision of Title I of the FCAA" means any modification under Sections 111 (Standards of Performance for New Stationary Sources) or 112 (Hazardous Air Pollutants) of the FCAA and any physical change or change in the method of operations that is subject to the preconstruction review regulations promulgated under Parts C (Prevention of Significant Deterioration) and D (Plan Requirements for Nonattainment Areas) of Title I of the FCAA.

PART III APPLICABILITY

NEW SECTION

WAC 173-401-300 Applicability. (1) Chapter 401 sources. The provisions of this chapter apply in all areas of the state of Washington to the following sources:

- (a) Any source required by the FCAA to have an operating permit. These include the following sources:
- (i) Any major source as defined in WAC 173-401-200(18).
- (ii) Any source, including an area source, subject to a standard, limitation, or other requirement under section 111 (Standards of Performance for New Stationary Sources) of the FCAA.
- (iii) Any source, including an area source, subject to a standard or other requirement under section 112 of the FCAA, except that a source is not required to obtain a permit solely because it is subject to regulations or requirements under section 112(r) (Prevention of Accidental Releases) of the FCAA.
- (iv) Any solid waste incineration units required to obtain permits under section 129 of the FCAA.
- (v) Any "affected source" regulated under Title IV (Acid Deposition Control) of the FCAA.
- (vi) Any source in a source category designated by the EPA pursuant to 40 CFR Part 70, as amended through April 7, 1993.
- (b) Any source that the permitting authority determines may cause or contribute to air pollution in such quantity as to create a threat to the public health or welfare under RCW 70.94.161(4) using the procedures in subsection (5) of this section.
- (c) Any other source which chooses to apply for a permit.
 - (2) Source category exemptions.
- (a) All sources listed in subsection (1)(a) of this section that are not major sources, affected sources, or solid waste incineration units required to obtain a permit pursuant to section 129(e) of the FCAA, are exempted from the obligation to obtain a chapter 401 permit until such time that:
- (i) Ecology completes a rulemaking to determine whether nonmajor sources should be required to obtain

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permits. During this rulemaking, ecology will consider the compliance information contained in individual permit applications when evaluating the regulatory effectiveness and administrative feasibility of issuing operating permits to nonmajor sources relative to other regulatory options. This rulemaking must be completed no later than three years after the effective date of the permit program; or

- (ii) The administrator completes a rulemaking to determine how the program should be structured for nonmajor sources and determines that such sources must obtain operating permits and ecology completes a rule making to adopt EPS's revised applicability criteria.
- (b) Subsection (2)(a) of this section shall not apply to nonmajor sources subject to a standard or other requirement established under either section 111 or section 112 of the FCAA after July 21, 1992, if, during those rulemakings, the administrator determines that such sources must obtain a permit at an earlier date and, subsequently, ecology completes a rule making to adopt EPS's applicability criteria.
- (c) Any source listed in (a) of this subsection exempt from the requirement to obtain a permit under this section may opt to apply for a permit under this chapter.
- (d) The following source categories are exempt from the obligation to obtain permit:
- (i) All sources and source categories that would be required to obtain a permit solely because they are subject to 40 CFR part 60, Subpart AAA Standards of Performance for New Residential Wood Heaters; and
- (ii) All sources and source categories that would be required to obtain a permit solely because they are subject to part 61, Subpart M National Emission Standard for Hazardous Air Pollutants for Asbestos, section 61.145, Standard for Demolition and Renovation.
 - (3) Emissions units and chapter 401 sources.

The permitting authority shall include in the permit all applicable requirements for all relevant emissions units in the source.

- (4) Fugitive emissions. Fugitive emissions from a chapter 401 source shall be included in the permit application and the permit in the same manner as stack emissions, regardless of whether the source category in question is included in the list of sources contained in the definition of major source.
- (5) Process for determining threat to public health or welfare. The following criteria shall be used to identify sources that are covered pursuant to subsection (1)(b) of this section:
- (a) The source may cause or to contribute air pollution in such quantity as to create a violation of any ambient air quality standard as demonstrated by a dispersion modeling analysis performed in accordance with EPA's dispersion modeling guidelines, monitoring, or other appropriate methods; or
- (b) The source may cause or contribute to air pollution in such quantity as to create a significant ambient level of any class A or class B toxic air pollutant contained in chapter 173-460 WAC as demonstrated by a dispersion modeling analysis done in accordance with EPA's dispersion modeling guidelines, monitoring, or other appropriate methods.
- (c) Small business stationary sources otherwise covered under (a) and (b) of this subsection are exempt except when all of the following requirements are satisfied:

- (i) The source is in an area that currently exceeds or has been projected by ecology to exceed within five years any federal or state air quality standard. Prior to determining that any area threatens to exceed a standard, ecology shall hold a public hearing or hearings within the threatened area.
- (ii) Ecology provides justification that requiring a source to have a permit is necessary to meet or to prevent exceeding a federal or state air quality standard.
- (6) Permitting authorities shall develop and maintain a list of names of chapter 401 sources within their jurisdictions. This list shall be made available to the public. A chapter 401 source inadvertently omitted from this list is not exempted from the requirement to obtain a permit under this chapter.
- (7) Federally enforceable limits. Any source which is defined as a chapter 401 source solely because its potential to emit exceeds the annual tonnage thresholds defined in WAC 173-401-200(18) shall be exempt from the requirement to obtain an operating permit when federally enforceable conditions which limit that source's potential to emit to levels below the relevant tonnage thresholds have been established for that source.
- (a) In applying for an exemption under this subsection, the owner or operator of the source shall demonstrate to the permitting authority that the source's potential to emit, taking into account any federally enforceable restrictions assumed by the source, does not exceed the tonnage thresholds defined in WAC 173-401-200(18). Such demonstrations shall be in accordance with WAC 173-401-520 and shall contain emissions measurement and monitoring data, location of monitoring records, and other information necessary to support the source's emission calculations.
- (b) Permitting authorities may use the following approaches to establish federally enforceable limitations:
- (i) Regulatory orders. The permitting authority may establish source-specific conditions in a regulatory order issued pursuant to WAC 173-400-090.
- (ii) Notice of construction approvals. The permitting authority may establish source-specific conditions in a notice of construction approval issued pursuant to state or local regulations contained in an EPA-approved state implementation plan; or
- (iii) General permits. The permitting authority may establish source-category requirements which limit a source's potential to emit through a general permit issued pursuant to RCW 70.94.161(11). Following EPA approval of the general permit, limitations on potential to emit become federally enforceable against a particular source after that source applies for, and receives coverage under the general permit.
- (c) A source receiving a federally enforceable limit on its potential to emit shall annually certify that its potential to emit is less than that which would require the source to obtain an operating permit. Such certifications shall contain the information specified in (a) of this subsection.
- (d) Notice of issuance of any order or permit which limits a source's potential to emit shall be published in the permit register pursuant to WAC 173-401-805 (2)(e).

PART IV PROGRAM DELEGATION

NEW SECTION

WAC 173-401-400 Program delegation. (1) General. Ecology is authorized to submit the state operating permit program for approval under section 502 of the Federal Clean Air Act. Subject to federal approval, ecology may, in turn, delegate the federally approved state permit program to the local authority with jurisdiction in a given area. This section describes the procedures for delegating the federally approved state operating permit program to a local authority.

- (2) Application. The board of any local air pollution control authority may apply to ecology for a delegation order authorizing that authority to administer the operating permit program for sources under that authority's jurisdiction pursuant to RCW 70.94.161 (2)(b).
- (3) Delegation orders. Ecology will, by order, approve such delegation if ecology finds that the authority has the technical and financial resources needed to discharge the responsibilities of a permitting authority under the FCAA. Each delegation order shall specify the terms and conditions for program delegation and define the responsibilities of the permitting authority and ecology in implementing the statewide program. All delegation orders and supporting program documentation shall be submitted to EPA for review and approval.
- (4) Required information. A delegation request from the authority shall include the information specified in 40 CFR 70.4 (b)(3), (b)(7), (b)(8), and (b)(11). In addition, the request shall include a description of how the authority will meet the requirement that every proposed permit be reviewed and signed prior to issuance by a professional engineer or staff under the direct supervision of a professional engineer in the employ of the permitting authority and, with respect to the latter, signed, dated, and stamped by the supervising professional engineer.
- (5) Effective date. Any delegation order issued under this section shall take effect ninety days after the EPA authorizes the local authority to issue operating permits under the FCAA.
- (6) Public notice. Ecology shall publish in the *State Register* notice of proposed decisions on program delegation and substantial program revision. The notice shall summarize the proposal and provide at least a thirty-day public comment period. EPA review of these requests may occur concurrently with the state process. Notice of approval of program delegation and substantial program revision requests shall be published in the *State Register*. Notice of approval of minor program revisions may be given by a letter from ecology to the authority.
- (7) Performance review. Reviews of the implementation of the operating permit program by ecology and delegated local authorities shall be conducted as provided in WAC 173-401-920.
- (8) Program revisions. Revisions to the state program, EPA approval of those revisions, and delegation to local authorities shall be implemented using the procedures in subsections (1) through (6) of this section.

PART V PERMIT APPLICATIONS

NEW SECTION

WAC 173-401-500 Permit applications. (1) Source identification. Within ninety days after the date that a permitting authority submits for EPA approval a permit program or partial permit program, the permitting authority shall notify each potential chapter 401 source within its jurisdiction that the source may be required to obtain a permit. Failure of the permitting authority to notify a source shall not relieve that source from the obligation to file a timely and complete application.

- (2) Application distribution. No later than thirty days after EPA grants final or interim, full or partial, approval to the state program, the responsible permitting authority shall send an application to each potential chapter 401 source within its jurisdiction, and a notice stating a deadline by which an application must be filed. Unless otherwise specified in the permit, the permitting authority will send a permit renewal application to each source no less than twenty months from the date of expiration of the source's permit. Failure of the permitting authority to distribute permit or renewal applications to an individual source shall not relieve that source from the obligation to file a timely and complete application.
- (3) Duty to apply. For each chapter 401 source, the owner or operator shall submit a timely and complete permit application in accordance with this section. Whenever practicable, the applicant shall utilize methods provided by the permitting authority for electronic transmission of the completed application.
- (a) Existing chapter 401 sources. Chapter 401 sources in existence on the date of EPA approval of the state permit program shall submit permit applications no later than one hundred eighty days after EPA approval of the state permitting program.
- (b) Existing sources becoming chapter 401 sources due to future regulations. An existing source may become subject to the operating permit program as a result of regulations promulgated after EPA approval of the state permit program. For those sources, a complete application must be submitted within twelve months from the time that the source becomes subject to the permit program.
- (c) New or modified sources. New or modified chapter 401 sources which commence operation after EPA approval of the state operating program shall file a complete application to obtain the chapter 401 permit or permit revision within twelve months after commencing operation. Where an existing chapter 401 permit would prohibit such construction or change in operation, the source must obtain a permit revision before commencing operation. The applicant may elect to integrate procedures for new source review and operating permit issuance as described in subsection (10) of this section.
- (d) Permit renewal. For purposes of permit renewal, a timely application is one that is submitted at the time specified in WAC 173-401-710.
- (e) Applications for initial phase II acid rain permits shall be submitted to the permitting authority by January 1,

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1996, for sulfur dioxide, and by January 1, 1998, for nitrogen oxides.

- (4) Complete application. To be deemed complete, an application must provide all information required pursuant to WAC 173-401-510, except that applications for permit revision need supply such information only if it is related to the proposed change. Information submitted under WAC 173-401-510 must be sufficient to evaluate the subject source and its application and to determine all applicable requirements. A responsible official shall certify the submitted information consistent with WAC 173-401-520. Unless the permitting authority determines in writing that an application is not complete within sixty days of receipt of the application, such application shall be deemed to be complete, except as otherwise provided in WAC 173-401-700(6). Any notification of incompleteness shall specify the information needed to make the application complete and prescribe a reasonable time frame for response from the applicant. Unless the permitting authority requests additional information or otherwise notifies the applicant of incompleteness within sixty days of receipt of the supplemental information, the application shall be deemed complete. If, while processing an application that has been determined or deemed to be complete, the permitting authority determines that additional information is necessary to evaluate or take final action on that application, it may request such information in writing and set a reasonable deadline for a response. The source's ability to operate without a permit, as set forth in WAC 173-401-705(2), shall be in effect from the date the application is determined or deemed to be complete until the final permit is issued, provided that the applicant submits any requested additional information by the deadline specified by the permitting authority.
- (5) Confidential information. In the case where a source has submitted information to the permitting authority under a claim of confidentiality, the permitting authority may also require the source to submit a copy of such information directly to the administrator.
- (6) Duty to supplement or correct application. Any applicant who fails to submit any relevant facts or who has submitted incorrect information in a permit application shall, upon becoming aware of such failure or incorrect submittal, promptly submit such supplementary facts or corrected information. In addition, an applicant shall provide additional information as necessary to address any requirements that become applicable to the source after the date it filed a complete application but prior to release of a draft permit.
- (7) Completeness criteria. An application is complete when it contains the following information:
- (a) A completed version of the standard application form or forms described in WAC 173-401-510, including the required information for each emission unit (other than insignificant emission units) at the facility, along with any necessary supporting data and calculations;
- (b) A compliance plan that meets the criteria of WAC 173-401-630; and
- (c) Certification by a responsible official of the chapter 401 source of the truth, accuracy, and completeness of the application, as provided in WAC 173-401-520.
- (8) EPA notification. The permitting authority shall provide EPA with a copy of all complete permit applications

- and compliance plans for chapter 401 sources unless EPA waives or modifies this requirement.
- (9) Public notice. Ecology shall publish a notice of all applications received under this section in the permit register as required under WAC 173-401-805.
- (10) Operating permits for new sources. At the time of filing a notice of construction application under RCW 70.94.152 for the construction of a new source or modification of an existing source, the owner or operator may elect in writing to integrate new source review and operating permit issuance. Procedures for integration of these two processes are as follows:
- (a) Modification of existing source. The owner or operator of an existing permitted source applying to modify the source within the meaning of RCW 70.94.030(14) may select integrated review by so indicating on its notice of construction application. The permitting authority shall process the notice of construction application in accordance with the procedures set forth in WAC 173-401-700. The permitting authority shall process the two applications in parallel, and consolidate all required public hearings, comment periods and EPA review periods. A proposed order of approval for the modification shall be provided to EPA for review as provided in WAC 173-401-810, along with a proposed administrative permit amendment to the source's operating permit. The administrative permit amendment shall incorporate into the operating permit the requirements contained in the order of approval. The order of approval shall include compliance requirements for the new or modified emissions units that meet the requirements of WAC 173-401-600 through 173-401-650. The permitting authority shall issue the final permit amendment and order of approval promptly upon conclusion of the EPA review period, unless EPA files a timely objection as provided in 40 CFR 70.8.
- (b) Construction of new source. Any person who proposes to construct a new source, within the meaning of RCW 70.94.030(16), may select integrated review by concurrently filing with the permitting authority a notice of construction application and an operating permit application. The permitting authority shall process both applications in accordance with the procedures set forth in WAC 173-401-700. The permitting authority shall process the two applications in parallel, and consolidate all required public hearings, comment periods, and EPA review periods. A proposed order of approval for the new source shall be provided to EPA for review as provided in WAC 173-401-810, along with the proposed operating permit. The permitting authority shall issue the final operating permit and order of approval promptly upon conclusion of the EPA review period, unless EPA files a timely objection as provided in 40 CFR 70.8.

NEW SECTION

WAC 173-401-510 Permit application form. (1) Standard application form and required information. Ecology shall develop a standard application form or forms to be used by each permitting authority. Information as described below for each emissions unit at a chapter 401 source other than insignificant emissions units listed in Appendix A shall be included in the application. However, for insignificant emissions units which are exempted because

of size, emissions, or production rate, a list of such insignificant emissions units must be included in the application. An application may not omit information needed to determine the applicability of, or to impose, any applicable requirement, or to evaluate the fee amount required under the permitting authority's fee schedule.

- (2) Required data elements for individual permit applications. The application forms developed under subsection (1) of this section shall contain the data elements specified below:
- (a) Identifying information, including company name and address (or plant name and address if different from the company name), owner's name and agent, responsible official name and address, and telephone number and names of plant site manager/contact.
- (b) A description of the source's processes and products (by Standard Industrial Classification Code) including any associated with each alternative operating scenario identified by the source pursuant to WAC 173-401-650.
 - (c) The following emissions-related information:
- (i) All emissions of pollutants for which the source is major, and all emissions of regulated air pollutants. A permit application shall describe all emissions of regulated air pollutants emitted from any emissions unit, except where such units are exempted under subsection (1) of this section. For those emission units listed as insignificant because of size or production rate, the application must contain sufficient information to enable the permitting authority to evaluate whether that particular unit qualifies as insignificant. The permitting authority shall require additional information related to the emissions of air pollutants sufficient to verify which requirements are applicable to the source, and other information necessary to collect any permit fees owed under the permitting authority's fee schedule;
- (ii) Identification and description of all points of emissions described in (c)(i) of this subsection in sufficient detail to establish the basis for fees and applicability of applicable requirements;
- (iii) Emissions rates in tons per year (tpy) and in such terms as are necessary to establish compliance consistent with the applicable standard reference test method;
- (iv) The following information to the extent it is needed to determine or regulate emissions: Fuels, fuel use, raw materials, production rates, and operating schedules;
- (v) Identification and description of all air pollution control equipment and compliance monitoring devices or activities;
- (vi) Limitations on source operation affecting emissions or any work practice standards, where applicable, for all regulated pollutants at the chapter 401 source;
- (vii) Other information required by any applicable requirement (including information related to stack height limitations developed pursuant to section 123 of the FCAA); and
- (viii) Calculations on which the information in (c)(i) through (vii) of this subsection are based.
 - (d) The following air pollution control requirements:
- (i) Citation and description of all applicable requirements: and
- (ii) Description of or reference to any applicable test method for determining compliance with each applicable requirement.

- (e) Other specific information that may be necessary to implement and enforce other applicable requirements or this chapter or to determine the applicability of such requirements.
- (f) An explanation of any proposed exemptions from otherwise applicable requirements.
- (g) Additional information as determined to be necessary by the permitting authority to define alternative operating scenarios identified by the source pursuant to WAC 173-401-650(1) or to define permit terms and conditions implementing WAC 173-401-650(e) and 173-401-722.
- (h) A compliance plan for all chapter 401 sources that contains all the following:
- (i) A description of the compliance status of the source with respect to all applicable requirements;
 - (ii) A description as follows:
- (A) For applicable requirements with which the source is in compliance, a statement that the source will continue to comply with such requirements;
- (B) For applicable requirements that will become effective during the permit term, a statement that the source will meet such requirements on a timely basis; and
- (C) For requirements for which the source is not in compliance at the time of permit issuance, a narrative description of how the source will achieve compliance with such requirements;
 - (iii) A compliance schedule as follows:
- (A) For applicable requirements with which the source is in compliance, a statement that the source will continue to comply with such requirements;
- (B) For applicable requirements that will become effective during the permit term, a statement that the source will meet such requirements on a timely basis;
- (C) A schedule of compliance for sources that are not in compliance with all applicable requirements at the time of permit issuance. Such a schedule shall include a schedule of remedial measures, including an enforceable sequence of actions with milestones, leading to compliance with any applicable requirements for which the source will be in noncompliance at the time of permit issuance. This compliance schedule shall resemble and be at least as stringent as that contained in any judicial consent decree or administrative order to which the source is subject. Any such schedule of compliance shall be supplemental to, and shall not sanction noncompliance with, the applicable requirements on which it is based;
- (iv) For those sources required to have a schedule of compliance to remedy a violation, a schedule for submission of certified progress reports every six months or at a more frequent period specified in an applicable requirement.
- (v) The compliance plan content requirements specified in this paragraph shall apply and be included in the acid rain portion of a compliance plan for an affected source, except as specifically superseded by regulations promulgated under Title IV of the FCAA with regard to the schedule and method(s) the source will use to achieve compliance with the acid rain emissions limitations.
- (i) Requirements for compliance certification, including the following:
- (i) A certification of compliance with all applicable requirements by a responsible official consistent with WAC 173-401-520 and section 114 (a)(3) of the FCAA;

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- (ii) A statement of methods used for determining compliance, including a description of monitoring, recordkeeping, and reporting requirements and test methods;
- (iii) A schedule for submission of compliance certifications during the permit term, to be submitted annually, or more frequently if specified by the underlying applicable requirement; and
- (iv) A statement indicating the source's compliance status with any applicable enhanced monitoring and compliance certification requirements of the FCAA.
- (j) The use of nationally standardized forms for acid rain portions of permit applications and compliance plans, as required by regulations promulgated under Title IV of the FCAA and in effect on April 7, 1993.
- (k) Requirements which the source believes are inapplicable pursuant to WAC 173-401-640(2) and a request to extend the permit shield to those requirements.

WAC 173-401-520 Certification. Any application form, report, or compliance certification submitted pursuant to this chapter shall contain certification by a responsible official of truth, accuracy, and completeness. This certification and any other certification required under this chapter shall state that, based on information and belief formed after reasonable inquiry, the statements and information in the document are true, accurate, and complete.

PART VI PERMIT CONTENT

NEW SECTION

WAC 173-401-600 Permit content. (1) Each permit shall contain terms and conditions that assure compliance with all applicable requirements at the time of permit issuance. Every requirement in an operating permit shall be based upon the most stringent of the following requirements:

(a) The FCAA and rules implementing that act, including provisions of the approved state implementation plan;

- (b) Chapter 70.94 RCW and rules implementing that chapter. This includes requirements in regulatory orders issued by the permitting authority;
- (c) In permits issued by a local air pollution control authority, the requirements of any order or regulation adopted by that authority;
 - (d) Chapter 70.98 RCW and rules adopted thereunder;
 - (e) Chapter 80.50 RCW and rules adopted thereunder.
- (2) Legal authority. The permit shall specify and reference the origin of and authority for each term or condition, and identify any difference in form as compared to the applicable requirement upon which the term or condition is based.
- (3) Acid rain. Where an applicable requirement of the FCAA is more stringent than an applicable requirement of regulations promulgated under Title IV of the FCAA, both provisions shall be incorporated into the permit and shall be enforceable by the administrator.
- (4) Where an applicable requirement based on the FCAA and rules implementing that act (including the approved state implementation plan) is less stringent than an

applicable requirement promulgated under state or local legal authority, both provisions shall be incorporated into the permit in accordance with WAC 173-401-625.

NEW SECTION

WAC 173-401-605 Emission standards and limitations. (1) General. Each permit shall contain emission limitations and standards, including those operational requirements and limitations that assure compliance with all applicable requirements at the time of permit issuance.

- (2) Alternative emission limits. If the Washington state implementation plan allows a determination of an alternative emission limit at a chapter 401 source, equivalent to that contained in the plan, to be made in the permit issuance, renewal, or significant modification process, the permitting authority may elect to use such process. Any permit containing such equivalency determination shall contain provisions to ensure that any resulting emissions limit has been demonstrated to be quantifiable, accountable, enforceable, and based on replicable procedures.
- (3) Reasonably available control technology (RACT). Emission standards and other requirements contained in rules or regulatory orders in effect at the time of operating permit issuance or renewal shall be considered RACT for purposes of permit issuance or renewal. RACT determinations under section 8, chapter 252, Laws of 1993, shall be incorporated into an operating permit as provided in WAC 173-401-730.

NEW SECTION

WAC 173-401-610 Permit duration. The permitting authority shall issue permits for a fixed term of five years.

NEW SECTION

WAC 173-401-615 Monitoring and related recordkeeping and reporting requirements. (1) Monitoring. Each permit shall contain the following requirements with respect to monitoring:

- (a) All emissions monitoring and analysis procedures or test methods required under the applicable requirements, including any procedures and methods promulgated pursuant to sections 504(b) or 114 (a)(3) of the FCAA;
- (b) Where the applicable requirement does not require periodic testing or instrumental or noninstrumental monitoring (which may consist of recordkeeping designed to serve as monitoring), periodic monitoring sufficient to yield reliable data from the relevant time period that are representative of the source's compliance with the permit, as reported pursuant to subsection (3) of this section. Such monitoring requirements shall assure use of terms, test methods, units, averaging periods, and other statistical conventions consistent with the applicable requirement. Recordkeeping provisions may be sufficient to meet the requirements of this paragraph; and
- (c) As necessary, requirements concerning the use, maintenance, and, where appropriate, installation of monitoring equipment or methods.
- (2) Recordkeeping. With respect to recordkeeping, the permit shall incorporate all applicable recordkeeping requirements and require, where applicable, the following:

- (a) Records of required monitoring information that include the following:
- (i) The date, place as defined in the permit, and time of sampling or measurements;
 - (ii) The date(s) analyses were performed;
 - (iii) The company or entity that performed the analyses;
 - (iv) The analytical techniques or methods used;
 - (v) The results of such analyses; and
- (vi) The operating conditions existing at the time of sampling or measurement;
- (b) A record describing changes made at the source that result in emissions of a regulated air pollutant subject to an applicable requirement, but not otherwise regulated under the permit, and the emissions resulting from those changes.
- (c) Retention of records of all required monitoring data and support information for a period of five years from the date of the monitoring sample, measurement, report, or application. Support information includes all calibration and maintenance records and all original strip-chart recordings for continuous monitoring instrumentation, and copies of all reports required by the permit.
- (3) Reporting. With respect to reporting, the permit shall incorporate all applicable reporting requirements and require the following:
- (a) Submittal of reports of any required monitoring at least once every six months. All instances of deviations from permit requirements must be clearly identified in such reports. All required reports must be certified by a responsible official consistent with WAC 173-401-520.
- (b) Prompt reporting of deviations from permit requirements, including those attributable to upset conditions as defined in the permit, the probable cause of such deviations, and any corrective actions or preventive measures taken. The permitting authority shall define "prompt" in each individual permit in relation to the degree and type of deviation likely to occur and the applicable requirement. For deviations which represent a potential threat to human health or safety, "prompt" means as soon as possible, but in no case later than twelve hours after the deviation is discovered. The source shall maintain a contemporaneous record of all deviations. Other deviations shall be reported no later than thirty days after the end of the month during which the deviation is discovered or as part of routine emission monitoring reports.

WAC 173-401-620 Standard terms and conditions.

- (1) Acid rain. Each permit for an affected source shall contain a condition prohibiting emissions exceeding any allowances that the source lawfully holds under Title IV of the FCAA or the regulations promulgated thereunder.
- (a) No permit revision shall be required for increases in emissions that are authorized by allowances acquired pursuant to the acid rain program, provided that such increases do not require a permit revision under any other applicable requirement.
- (b) No limit shall be placed on the number of allowances held by the source. The source may not, however, use allowances as a defense to noncompliance with any other applicable requirement.

- (c) Any such allowance shall be accounted for according to the procedures established in regulations promulgated under Title IV of the FCAA and in effect on April 7, 1993.
- (2) Standard provisions. Each permit shall include the following standard provisions:
- (a) Duty to comply. The permittee must comply with all conditions of this chapter 401 permit. Any permit noncompliance constitutes a violation of chapter 70.94 RCW and, for federally enforceable provisions, a violation of the FCAA. Such violations are grounds for enforcement action; for permit termination, revocation and reissuance, or modification; or for denial of a permit renewal application.
- (b) Need to halt or reduce activity not a defense. It shall not be a defense for a permittee in an enforcement action that it would have been necessary to halt or reduce the permitted activity in order to maintain compliance with the conditions of this permit.
- (c) Permit actions. This permit may be modified, revoked, reopened, and reissued, or terminated for cause. The filing of a request by the permittee for a permit modification, revocation and reissuance, or termination, or of a notification of planned changes or anticipated noncompliance does not stay any permit condition.
- (d) Property rights. This permit does not convey any property rights of any sort, or any exclusive privilege.
- (e) Duty to provide information. The permittee shall furnish to the permitting authority, within a reasonable time, any information that the permitting authority may request in writing to determine whether cause exists for modifying, revoking and reissuing, or terminating the permit or to determine compliance with the permit. Upon request, the permittee shall also furnish to the permitting authority copies of records required to be kept by the permit or, for information claimed to be confidential, the permittee may furnish such records directly to the administrator along with a claim of confidentiality. Permitting authorities shall maintain confidentiality of such information in accordance with RCW 70.94.205.
- (f) Permit fees. The permittee shall pay fees as a condition of this permit in accordance with the permitting authority's fee schedule. Failure to pay fees in a timely fashion shall subject the permittee to civil and criminal penalties as prescribed in chapter 70.94 RCW.
- (g) Emissions trading. No permit revision shall be required, under any approved economic incentives, marketable permits, emissions trading, and other similar programs or processes for changes that are provided for in this permit.
- (h) Severability. If any provision of this permit is held to be invalid, all unaffected provisions of the permit shall remain in effect and be enforceable.
- (i) Permit appeals. This permit or any conditions in it may be appealed only by filing an appeal with the pollution control hearings board and serving it on the permitting authority within thirty days of receipt pursuant to RCW 43.21B.310. This provision for appeal in this section is separate from and additional to any federal rights to petition and review under § 505(b) of the FCAA.
- (j) Permit continuation. This permit and all terms and conditions contained therein, including any permit shield provided under WAC 173-401-640, shall not expire until the renewal permit has been issued or denied if a timely and complete application has been submitted. An application

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shield granted pursuant to WAC 173-401-705(2) shall remain in effect until the renewal permit has been issued or denied if a timely and complete application has been submitted.

NEW SECTION

WAC 173-401-625 Federally enforceable requirements. (1) Federal enforceability. All terms and conditions in a chapter 401 permit, including any provisions designed to limit a source's potential to emit, are enforceable by the administrator and citizens under the FCAA.

(2) Exceptions. Notwithstanding subsection (1) of this section, the permitting authority shall specifically designate as not being federally enforceable under the FCAA any terms and conditions included in the permit that are not required under the FCAA or under any of its applicable requirements. Terms and conditions so designated are not subject to the EPA and affected states review requirements of WAC 173-401-700 through 173-401-820.

NEW SECTION

WAC 173-401-630 Compliance requirements. (1) General. Consistent with WAC 173-401-615, all chapter 401 permits shall contain compliance certification, testing, monitoring, reporting, and recordkeeping requirements sufficient to assure compliance with the terms and conditions of the permit. Any document (including reports) required by a chapter 401 permit shall contain a certification by a responsible official that meets the requirements of WAC 173-401-520.

- (2) Inspection and entry. Each permit shall contain inspection and entry requirements that require, that upon presentation of credentials and other documents as may be required by law, the permittee shall allow the permitting authority or an authorized representative to perform the following:
- (a) Enter upon the permittee's premises where a chapter 401 source is located or emissions-related activity is conducted, or where records must be kept under the conditions of the permit;
- (b) Have access to and copy, at reasonable times, any records that must be kept under the conditions of the permit;
- (c) Inspect at reasonable times any facilities, equipment (including monitoring and air pollution control equipment), practices, or operations regulated or required under the permit; and
- (d) As authorized by WAC 173-400-105 and the FCAA, sample or monitor at reasonable times substances or parameters for the purpose of assuring compliance with the permit or applicable requirements.
- (3) Schedule of compliance. Each permit shall contain a schedule of compliance consistent with WAC 173-401-510 (2)(h)(iii).
- (4) Progress reports. For those sources required to have a schedule of compliance, the permit shall require progress reports consistent with an applicable schedule of compliance and WAC 173-401-510 (2)(h) to be submitted at least semiannually, or at a more frequent period if specified in the applicable requirement or by the permitting authority. Such progress reports shall contain the following:
- (a) Dates for achieving the activities, milestones, or compliance required in the schedule of compliance, and dates

when such activities, milestones, or compliance were achieved; and

- (b) An explanation of why any dates in the schedule of compliance were not or will not be met, and any preventive or corrective measures adopted.
- (5) Compliance certification. Each permit shall contain requirements for compliance certification with terms and conditions contained in the permit, including emission limitations, standards, or work practices. Permits shall include each of the following:
- (a) A requirement that compliance certifications be submitted once per year. Permitting authorities may require that compliance certifications be submitted more frequently for those emission units not in compliance with permit terms and conditions or where more frequent certification is specified in the applicable requirement;
- (b) In accordance with WAC 173-401-615(1), a means for monitoring the compliance of the source with its emissions limitations, standards, and work practices;
- (c) A requirement that the compliance certification include the following:
- (i) The identification of each term or condition of the permit that is the basis of the certification;
 - (ii) The compliance status;
 - (iii) Whether compliance was continuous or intermittent;
- (iv) The method(s) used for determining the compliance status of the source, currently and over the reporting period consistent with WAC 173-401-615 (3)(a); and
- (v) Such other facts as the authority may require to determine the compliance status of the source.
- (d) A requirement that all compliance certifications be submitted to the administrator as well as to the permitting authority; and
- (e) Such additional requirements as may be specified pursuant to sections 114 (a)(3) and 504(b) of the FCAA.

NEW SECTION

WAC 173-401-635 Temporary sources. The permitting authority may issue a single permit authorizing emissions from similar operations by the same source owner or operator at multiple temporary locations. The operation must be temporary and involve at least one change of location during the term of the permit. No affected source shall be permitted as a temporary source. Permits for temporary sources shall include the following:

- (1) Conditions that will assure compliance with all applicable requirements at all authorized locations;
- (2) Requirements that the owner or operator notify the permitting authority at least ten days in advance of each change in location; and
- (3) Conditions that assure compliance with all other provisions in WAC 173-401-600 through 173-401-650.

NEW SECTION

WAC 173-401-640 Permit shield. (1) Shield requirement. Each chapter 401 permit shall include a provision stating that compliance with the conditions of the permit shall be deemed compliance with any applicable requirements as of the date of permit issuance, provided that such applicable requirements are included and are specifically identified in the permit.

- (2) Inapplicable requirements. Upon request, the permitting authority shall include in the permit or in a separate written finding issued with the permit a determination identifying specific requirements that do not apply to the source. The source shall specify in its application for such a determination the requirements as to which the determination is requested. If the determination is issued in a separate finding, that finding shall be summarized in the permit. The permit shall state that the permit shield applies to any requirements so identified. A request to extend the permit shield to requirements deemed inapplicable to the source may be made either in the original permit application or in an application for a permit modification.
- (3) Omissions. A chapter 401 permit that does not expressly state that a permit shield extends to specific applicable requirements shall be presumed not to provide such a shield for those requirements.
- (4) Exclusions. Nothing in this section or in any chapter 401 permit shall alter or affect the following:
- (a) The provisions of section 303 of the FCAA (emergency orders), including the authority of the administrator under that section;
- (b) The liability of an owner or operator of a source for any violation of applicable requirements prior to or at the time of permit issuance;
- (c) The applicable requirements of the acid rain program, consistent with section 408(a) of the FCAA;
- (d) The ability of EPA to obtain information from a source pursuant to section 114 of the FCAA; or
- (e) The ability of the permitting authority to establish or revise requirements for the use of reasonably available control technology (RACT) as provided in chapter 252, Laws of 1993.
- (5) The agency may exclude all or a portion of a permit from the permit shield upon a finding that the shield would substantially impede implementation or enforcement of applicable requirements. Such a finding shall identify the portions of the permit excluded from the shield, the requirements that have led to the exclusion, and the reason for the exclusion.

WAC 173-401-645 Emergency provision. (1) Definition. An "emergency" means any situation arising from sudden and reasonably unforeseeable events beyond the control of the source, including acts of God, which situation requires immediate corrective action to restore normal operation, and that causes the source to exceed a technology-based emission limitation under the permit, due to unavoidable increases in emissions attributable to the emergency. An emergency shall not include noncompliance to the extent caused by improperly designed equipment, lack of preventative maintenance, careless or improper operation, or operator error.

- (2) Effect of an emergency. An emergency constitutes an affirmative defense to an action brought for noncompliance with such technology-based emission limitations if the conditions of subsection (3) of this section are met.
- (3) Criteria. The affirmative defense of emergency shall be demonstrated through properly signed, contemporaneous operating logs, or other relevant evidence that:

- (a) An emergency occurred and that the permittee can identify the cause(s) of the emergency;
- (b) The permitted facility was at the time being properly operated;
- (c) During the period of the emergency the permittee took all reasonable steps to minimize levels of emissions that exceeded the emission standards, or other requirements in the permit; and
- (d) The permittee submitted notice of the emergency to the permitting authority within two working days of the time when emission limitations were exceeded due to the emergency or shorter periods of time specified in an applicable requirement. This notice fulfills the requirement of WAC 173-401-615 (3)(b) unless the excess emissions represent a potential threat to human health or safety. This notice must contain a description of the emergency, any steps taken to mitigate emissions, and corrective actions taken.
- (4) Burden of proof. In any enforcement proceeding, the permittee seeking to establish the occurrence of an emergency has the burden of proof.
- (5) Relationship to other rules. This provision is in addition to any emergency or upset provision contained in any applicable requirement.

NEW SECTION

WAC 173-401-650 Operational flexibility. (1) Reasonably anticipated operating scenarios. Each permit shall contain terms and conditions for reasonably anticipated operating scenarios identified by the source in its application as approved by the permitting authority. Such terms and conditions:

- (a) Shall require the source, contemporaneously with making a change from one operating scenario to another, to record in a log at the permitted facility a record of the scenario under which it is operating;
- (b) Shall extend the permit shield described in WAC 173-401-640 to all terms and conditions under each such operating scenario; and
- (c) Shall ensure that the terms and conditions of each such alternative scenario meet all applicable requirements and the requirements of this chapter.
- (2) Emissions trading. Each permit shall contain terms and conditions, if the permit applicant requests them, for the trading of emissions increases and decreases in the permitted facility, to the extent that the applicable requirements provide for trading such increases and decreases without a case-by-case approval of each emissions trade. Such terms and conditions:
- (a) Shall include all terms required under WAC 173-401-600 through 173-401-630 to determine compliance;
- (b) Shall extend the permit shield described in WAC 173-401-640 to all terms and conditions that allow such increases and decreases in emissions;
- (c) Shall meet all applicable requirements and requirements of this chapter; and
- (d) Shall require the source, contemporaneously with making a change, to record in a log at the permitted source the emission increases and decreases.

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Part VII PERMIT ISSUANCE, RENEWAL, REOPENINGS, AND REVISIONS

NEW SECTION

WAC 173-401-700 Action on application. (1) A permit, permit modification, or renewal may be issued only if all of the following conditions have been met:

- (a) The permitting authority has received a complete application for a permit, permit modification, or permit renewal, except that a complete application need not be received before issuance of a general permit under WAC 173-401-750;
- (b) The permit has been reviewed and signed prior to issuance by a professional engineer or staff under the direct supervision of a professional engineer in the employ of the permitting authority and, in the latter case, signed, dated, and stamped by the supervising professional engineer;
- (c) The permitting authority has complied with the requirements for public participation under WAC 173-401-800.
- (d) The permitting authority has complied with the requirements for notifying and responding to affected states under WAC 173-401-820;
- (e) The conditions of the permit provide for compliance with all applicable requirements and the requirements of this chapter;
- (f) The administrator has received a copy of the proposed permit and any notices required under WAC 173-401-810 and 173-401-820, and has not objected in writing to issuance of the permit within forty-five days of receipt of the proposed permit and all necessary supporting information; and
- (g) Where EPA has objected to issuance of a permit or modification, the permittee has consented in writing to the changes required by the EPA.
- (2) Deadlines. Except as provided in subsections (1)(g), (3), and (4) of this section or under regulations promulgated under Title IV or Title V of the FCAA for the permitting of affected sources under the acid rain program, the permitting authority shall take final action on each permit application (including a request for permit modification or renewal) within eighteen months of receiving a complete application.
- (3) Transition plan. The permitting authority shall take final action on at least one-third of all operating permit applications received from chapter 401 sources in existence on the date on which EPA authorizes the permitting authority to issue operating permits within one year after EPA authorization. Final action shall be taken on at least one third of such applications annually over a period not to exceed three years after the effective date of EPA authorization.
- (4) Early reduction submittals. The permitting authority shall take final action on a complete permit application containing an early reduction demonstration under section 112 (i)(5) of the FCAA within nine months of receiving the complete application.
- (5) Notice of construction applications. Except as provided in WAC 173-401-500(10) processing of notice of construction applications received under RCW 70.94.152

shall take priority over processing of operating permit applications.

- (6) Completeness. The permitting authority shall promptly provide notice to the applicant of whether the application is complete. Unless the permitting authority requests additional information or otherwise notifies the applicant of incompleteness within sixty days of receipt of an application, the application shall be deemed complete. For modifications processed through minor permit modification procedures, such as those in WAC 173-401-725 (2)(a) and (3), the permitting authority does not have to provide a completeness determination.
- (7) Draft permit. Within one hundred eighty days of the date upon which an application is deemed to be complete, the permitting authority should generally issue either a draft permit or a notice of intent to deny the permit application. Notice of issuance of a draft permit shall be published and provided to affected states in accordance with the procedures in WAC 173-401-800 through 173-401-820. The deadline provided in this subsection shall not apply to the initial round of permit applications filed pursuant to subsection (3) of this section.
- (8) Statement of basis. At the time the draft permit is issued, the permitting authority shall provide a statement that sets forth the legal and factual basis for the draft permit conditions (including references to the applicable statutory or regulatory provisions). The permitting authority shall send this statement to EPA, the applicant, and to any other person who requests it.
- (9) Proposed permit. Upon completion of the public comment period provided in WAC 173-401-800, the permitting authority shall issue a proposed permit, along with a response to any comments received during the comment period. The permitting authority shall transmit the proposed permit and its response to any comments to the applicant and to EPA for review, as provided in WAC 173-401-810.
- (10) Preconstruction approval. The submittal of a complete application shall not affect any requirement of a source to have a preconstruction permit under Title I of the FCAA or a notice of construction approval under RCW 70.94.152.

NEW SECTION

WAC 173-401-705 Requirement for a permit. (1) Requirement for a permit. Except as provided in subsection (2) of this section, WAC 173-401-722 and 173-401-725, no chapter 401 source may operate after the time that it is required to submit a timely and complete application, except in compliance with a permit issued under this chapter.

(2) Application shield. If a chapter 401 source submits a complete application for permit issuance (including for renewal) within twelve months of the time the source becomes subject to the permit program, operation of the source without a chapter 401 permit is not a violation of this chapter until the permitting authority takes final action on the permit application, except as noted in this section. Chapter 401 sources in existence on the date of EPA approval of the state permit program shall become subject to the program on the effective date of EPA approval. This protection shall cease to apply if, subsequent to the completeness determination made pursuant to WAC 173-401-

700(6), the applicant fails to submit by the deadline specified in writing by the permitting authority any additional information identified as being needed to process the application.

NEW SECTION

WAC 173-401-710 Permit renewal, revocation and expiration. (1) Renewal application. The source shall submit a complete permit renewal application to the permitting authority no later than the date established in the permit. This date shall be no less than six months prior to the expiration of the permit. The permitting authority may specify a longer time period in writing to the permitted source at least one year before the new application due date to ensure that the terms of the permit will not lapse before the permit is renewed. In no event shall the application due date be earlier than eighteen months prior to the expiration of the permit. The permitting authority shall send a permit application to each source at least six months before a complete application is due.

- (2) Permit issuance. Permits being renewed are subject to the same procedural requirements, including those for public participation, affected state and EPA review, that apply to initial permit issuance.
- (3) Expired permits. Permit expiration terminates the source's right to operate unless a timely and complete renewal application has been submitted consistent with subsection (1) of this section and WAC 173-401-500. All terms and conditions of the permit shall remain in effect after the permit itself expires if a timely and complete permit application has been submitted.
- (4) Revocation of permits. The permitting authority may revoke a permit only upon the request of the permittee or for cause. The permitting authority shall provide at least thirty days written notice to the holder of a current operating permit prior to revocation of the permit or denial of a permit renewal application. Such notice shall include an explanation of the basis for the proposed action and afford the permittee/applicant an opportunity to meet with the permitting authority prior to the authority's final decision. A revocation issued under this section may be issued conditionally with a future effective date and may specify that the revocation will not take effect if the permittee satisfies the specified conditions before the effective date. Nothing in this subsection shall limit the permitting authority's authority to issue emergency orders.

NEW SECTION

WAC 173-401-720 Administrative permit amendments. (1) Definition. An "administrative permit amendment" is a permit revision that:

- (a) Corrects typographical errors;
- (b) Identifies a change in the name, address, or phone number of any person identified in the permit, or provides a similar minor administrative change at the source;
- (c) Requires more frequent monitoring or reporting by the permittee;
- (d) Allows for a change in ownership or operational control of a source where the permitting authority determines that no other change in the permit is necessary, provided that a written agreement containing a specific date for transfer of permit responsibility, coverage, and liability between the

current and new permittee has been submitted to the permitting authority;

- (e) Incorporates into the chapter 401 permit the terms, conditions, and provisions from orders approving notice of construction applications processed under an EPA-approved program, provided that such a program meets procedural requirements substantially equivalent to the requirements of WAC 173-401-700, 173-401-725, and 173-401-800 that would be applicable to the change if it were subject to review as a permit modification, and compliance requirements substantially equivalent to those contained in WAC 173-401-600 through 173-401-650.
- (2) Acid rain provisions. Administrative permit amendments for purposes of the acid rain portion of the permit shall be governed by regulations promulgated under Title IV of the FCAA and in effect on April 7, 1993.
- (3) Administrative permit amendment procedures. An administrative permit amendment may be made by the permitting authority consistent with the following:
- (a) The permitting authority shall take no more than sixty days from receipt of a request for an administrative permit amendment to take final action on such request, and may incorporate such changes without providing notice to the public or affected states provided that it designates any such permit revisions as having been made pursuant to this paragraph.
- (b) The permitting authority shall submit a copy of the revised permit to the administrator.
- (c) The source may implement the changes addressed in the request for an administrative amendment immediately upon submittal of the request.
- (4) Permit shield. The permitting authority shall, upon taking final action granting a request for an administrative permit amendment, allow coverage by the permit shield in WAC 173-401-640 for administrative permit amendments made pursuant to subsection (1)(e) of this section.

NEW SECTION

WAC 173-401-722 Changes not requiring permit revisions. (1) General.

- (a) A chapter 401 source is authorized to make the changes described in this section without a permit revision, providing the following conditions are met:
 - (i) The proposed changes are not Title I modifications;
- (ii) The proposed changes do not result in emissions which exceed those allowable under the permit, whether expressed as a rate of emissions, or in total emissions;
- (iii) The proposed changes do not alter permit terms that are necessary to enforce limitations on emissions from units covered by the permit; and
- (iv) The facility provides the administrator and the permitting authority with written notification at least seven days prior to making the proposed changes except that written notification of a change made in response to an emergency shall be provided as soon as possible after the event.
- (b) Permit attachments. The source and permitting authority shall attach each notice to their copy of the relevant permit.
- (2) Section 502 (b)(10) changes. Pursuant to the conditions in subsection (1) of this section, a chapter 401

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source is authorized to make section 502 (b)(10) changes (as defined in WAC 173-401-200(28)) without a permit revision.

- (a) For each such change, the written notification required under subsection (1)(a)(iv) of this section shall include a brief description of the change within the permitted facility, the date on which the change will occur, any change in emissions, and any permit term or condition that is no longer applicable as a result of the change.
- (b) The permit shield authorized under WAC 173-401-640 shall not apply to any change made pursuant to this paragraph.
- (3) SIP authorized emissions trading. Pursuant to the conditions in subsection (1) of this section, a chapter 401 source is authorized to trade increases and decreases in emissions in the permitted facility, where the Washington state implementation plan provides for such emissions trades without requiring a permit revision. This provision is available in those cases where the permit does not already provide for such emissions trading.
- (a) Under this subsection (3), the written notification required under subsection (1)(a)(iv) of this section shall include such information as may be required by the provision in the Washington state implementation plan authorizing the emissions trade, including at a minimum, when the proposed change will occur, a description of each such change, any change in emissions, the permit requirements with which the source will comply using the emissions trading provisions of the Washington state implementation plan, and the pollutants emitted subject to the emissions trade. The notice shall also refer to the provisions with which the source will comply in the applicable implementation plan and that provide for the emissions trade.
- (b) The permit shield described in WAC 173-401-640 shall not extend to any change made under this paragraph. Compliance with the permit requirements that the source will meet using the emissions trade shall be determined according to requirements of the applicable implementation plan authorizing the emissions trade.
- (4) Emission caps. Upon the request of the permit applicant, the permitting authority shall issue permits that contain terms and conditions, including all terms required under WAC 173-401-600 through 173-401-630 to determine compliance, allowing for the trading of emissions increases and decreases in the chapter 401 source solely for the purpose of complying with a federally enforceable emissions cap that is established in the permit independent of otherwise applicable requirements. The permit applicant shall include in its application proposed replicable procedures and permit terms that ensure the emissions trades are quantifiable and enforceable. The emissions trading provisions shall not be applied to any emissions units for which emissions are not quantifiable or for which there are no replicable procedures to enforce the emissions trades. The permit shall also require compliance with all applicable requirements.
- (a) Under this paragraph, the written notification required under subsection (1)(a)(iv) of this section shall state when the change will occur and shall describe the changes in emissions that will result and how these increases and decreases in emissions will comply with the terms and conditions of the permit.

- (b) The permit shield described in WAC 173-401-640 shall extend to terms and conditions that allow such increases and decreases in emissions.
- (5) A source making a change under this section shall comply with applicable preconstruction review requirements established pursuant to RCW 70.94.152.

NEW SECTION

- WAC 173-401-724 Off-permit changes. (1) The source shall be allowed to make changes not specifically addressed or prohibited by the permit terms and conditions without requiring a permit revision, provided that the proposed changes do not weaken the enforceability of existing permit conditions. Any change that is a Title I modification or is a change subject to the acid rain requirements under Title IV of the FCAA must be submitted as a permit revision.
- (2) Each such change shall meet all applicable requirements and shall not violate any existing permit term or condition.
- (3) Sources must provide contemporaneous written notice to the permitting authority and EPA of each such change, except for changes that qualify as insignificant under Appendix A of this chapter. Such written notice shall describe each such change, including the date, any change in emissions, pollutants emitted, and any applicable requirement that would apply as a result of the change.
- (4) The change shall not qualify for the permit shield under WAC 173-401-640.
- (5) The permittee shall keep a record describing changes made at the source that result in emissions of a regulated air pollutant subject to an applicable requirement, but not otherwise regulated under the permit, and the emissions resulting from those changes.
- (6) A source making a change under this section shall comply with applicable preconstruction review requirements established pursuant to RCW 70.94.152.

NEW SECTION

WAC 173-401-725 Permit modification. (1) Definition. A permit modification is any revision to a chapter 401 permit that cannot be accomplished under provisions for administrative permit amendments under WAC 173-401-720. A permit modification for purposes of the acid rain portion of the permit shall be governed by regulations promulgated under Title IV of the FCAA and in effect on April 7, 1993.

- (2) Minor permit modification procedures.
- (a) Criteria.
- (i) Minor permit modification procedures shall be used for those permit modifications that:
 - (A) Do not violate any applicable requirement;
- (B) Do not involve significant changes to existing monitoring, reporting, or recordkeeping requirements in the permit;
- (C) Do not require or change a case-by-case determination of an emission limitation or other standard, or a sourcespecific determination for temporary sources of ambient impacts, or a visibility or increment analysis;
- (D) Do not seek to establish or change a permit term or condition for which there is no corresponding underlying applicable requirement and that the source has assumed to

avoid an applicable requirement to which the source would otherwise be subject. Such terms and conditions include:

- (I) A federally enforceable emissions cap assumed to avoid classification as a modification under any provision of Title I of the FCAA; and
- (II) An alternative emissions limit approved pursuant to regulations promulgated under section 112 (i)(5) of the FCAA:
- (E) Are not modifications under any provision of Title I of the FCAA;
- (ii) Notwithstanding (a)(i) of this subsection, and subsection (3)(a) of this section, the permitting authority may allow the use of minor permit modification procedures for permit modifications involving the use of economic incentives, marketable permits, emissions trading, and other similar approaches, to the extent that the use of such minor permit modification procedures are explicitly provided for in the Washington state implementation plan or in applicable requirements promulgated by EPA and in effect on April 7, 1993.
- (b) Application. An application requesting the use of minor permit modification procedures shall meet the requirements of WAC 173-401-510 and shall include the following:
- (i) A description of the change, the emissions resulting from the change, and any new applicable requirements that will apply if the change occurs;
 - (ii) The source's suggested draft permit;
- (iii) Certification by a responsible official, consistent with WAC 173-401-520, of the truth, accuracy, and completeness of the application and that the proposed modification meets the criteria for use of minor permit modification procedures and a request that such procedures be used; and
- (iv) Completed forms for the permitting authority to use to notify the administrator and affected states as required under WAC 173-401-810 and 173-401-820.
- (c) EPA and affected state notification. Within five working days of receipt of a complete permit modification application, the permitting authority shall meet its obligation under WAC 173-401-810 and 173-401-820 to notify the administrator and affected states of the requested permit modification. The permitting authority promptly shall send any notice required under WAC 173-401-820(2) to the administrator.
- (d) Notice requirements. Concurrent with the notice to the administrator and affected states, the permitting authority shall submit to the permit register notice of each proposed minor permit modification. Publication in the next available issue of the permit register will signal the beginning of a public comment period of twenty-one days. Each notice must describe the proposed revisions and specify the deadline to file comments with the permitting authority on the proposed modification.
- (e) Timetable for issuance. The permitting authority may not issue a final permit modification until after the public comment period ends. The permitting authority may not issue a final permit modification until after EPA's forty-five day review period or until EPA has notified the permitting authority that EPA will not object to issuance of the permit modification, whichever is first, although the permitting authority can approve the permit modification prior to that time. Within ninety days of the permitting authority's receipt of an application under minor permit modification

procedures or fifteen days after the end of the administrator's forty-five day review period under WAC 173-401-810, whichever is later, the permitting authority shall:

- (i) Issue the permit modification as proposed;
- (ii) Deny the permit modification application;
- (iii) Determine that the requested modification does not meet the minor permit modification criteria and should be reviewed under the significant modification procedures; or
- (iv) Revise the draft permit modification and transmit to the administrator the new proposed permit modification as required by WAC 173-401-810.
- (f) Source's ability to make change. The source may make the change proposed in its minor permit modification application immediately after it files such application provided that those changes requiring the submissions of a notice of construction application have been reviewed and approved by the permitting authority. After the source makes the change allowed by the preceding sentence, and until the permitting authority takes any of the actions specified in (d) of this subsection, the source must comply with both the applicable requirements governing the change and the proposed permit terms and conditions. During this time period, the source need not comply with the existing permit terms and conditions it seeks to modify. However, if the source fails to comply with its proposed permit terms and conditions during this time period, the existing permit terms and conditions it seeks to modify may be enforced against it.
- (g) Permit shield. The permit shield under WAC 173-401-640 shall not extend to minor permit modifications.
- (3) Group processing of minor permit modifications. Consistent with this subsection, the permitting authority may process groups of a source's applications for certain modifications eligible for minor permit modification processing.
- (a) Criteria. Group processing of modifications may be used only for those permit modifications:
- (i) That meet the criteria for minor permit modification procedures under subsection (2)(a) of this section; and
- (ii) That collectively are below ten percent of the emissions allowed by the permit for the emissions unit for which the change is requested, twenty percent of the applicable definition of major source in WAC 173-401-200, or five tons per year, whichever is least.
- (b) Application. An application requesting the use of group processing procedures shall meet the requirements of WAC 173-401-510 and shall include the following:
- (i) A description of the change, the emissions resulting from the change, and any new applicable requirements that will apply if the change occurs;
 - (ii) The source's suggested draft permit;
- (iii) Certification by a responsible official, consistent with WAC 173-401-520, of the truth, accuracy, and completeness of the application and that the proposed modification meets the criteria for use of group processing procedures and a request that such procedures be used;
- (iv) A list of the source's other pending applications awaiting group processing, and a determination of whether the requested modification, aggregated with these other applications, equals or exceeds the threshold set under (a)(ii) of this subsection;
- (v) Certification, consistent with WAC 173-401-520, that the source has notified EPA of the proposed modifica-

tion. Such notification need only contain a brief description of the requested modification; and

- (vi) Completed forms for the permitting authority to use to notify the administrator and affected states as required under WAC 173-401-810 and 173-401-820.
- (c) EPA and affected state notification. On a quarterly basis or within five business days of receipt of an application demonstrating that the aggregate of a source's pending applications equals or exceeds the threshold level set under (a)(ii) of this subsection, whichever is earlier, the permitting authority promptly shall meet its obligation under paragraphs WAC 173-401-810 and 173-401-820 to notify the administrator and affected states of the requested permit modifications. The permitting authority shall send any notice required under WAC 173-401-820(2) to the administrator.
- (d) Notice of requirements. Concurrent with the notice to the administrator and affected states, the permitting authority shall submit to the permit register notice of group processing of minor permit modifications. Publication in the next available issue of the permit register will signal the beginning of a public comment period of at least twenty-one days. Each notice must describe the proposed revisions and specify the deadline to file comments with the permitting authority on the proposed modification.
- (e) Timetable for issuance. The provisions of subsection (2)(e) of this section shall apply to modifications eligible for group processing, except that the permitting authority shall take one of the actions specified in subsection (2)(e) of this section within one hundred eighty days of receipt of the application or fifteen days after the end of the administrator's forty-five day review period, whichever is later.
- (f) Source's ability to make change. The provisions of subsection (2)(f) of this section shall apply to modifications eligible for group processing.
- (g) Permit shield. The permit shield under WAC 173-401-640 shall not extend to minor permit modifications eligible for group processing.
 - (4) Significant modification procedures.
- (a) Criteria. Significant modification procedures shall be used for applications requesting permit modifications that do not qualify as minor permit modifications or as administrative permit amendments. Every significant change in existing monitoring permit terms or conditions and every relaxation of reporting or recordkeeping permit terms or conditions shall be considered significant. Nothing herein shall be construed to preclude the permittee from making changes consistent with this chapter that would render existing permit compliance terms and conditions irrelevant.
- (b) Significant permit modifications shall meet all requirements of this chapter, including those for applications, public participation, review by affected states, and review by EPA, as they apply to permit issuance and permit renewal. The permitting authority shall complete review on the majority of significant permit modifications within nine months after receipt of a complete application.

NEW SECTION

- WAC 173-401-730 Reopening for cause. (1) Standard provisions. Each issued permit shall include provisions stating that the permit shall be reopened and revised under any of the following circumstances:
- (a) Additional applicable requirements become applicable to a major chapter 401 source with a remaining permit term of three or more years. Such a reopening shall be completed not later than eighteen months after promulgation of the applicable requirement. No such reopening is required if the effective date of the requirement is later than the date on which the permit is due to expire, unless the original permit or any of its terms and conditions have been extended pursuant to WAC 173-401-620 (2)(i);
- (b) Additional requirements (including excess emissions requirements) become applicable to an affected source under the acid rain program. Upon approval by the administrator, excess emissions offset plans shall be deemed to be incorporated into the permit;
- (c) The permitting authority or the administrator determines that the permit contains a material mistake or that inaccurate statements were made in establishing the emissions standards or other terms or conditions of the permit; or
- (d) The administrator or the permitting authority determines that the permit must be revised or revoked to assure compliance with the applicable requirements.
- (2) Procedures. Proceedings to reopen and issue a permit shall follow the same procedures as apply to initial permit issuance and shall affect only those parts of the permit for which cause to reopen exists. Such reopening shall be made as expeditiously as practicable.
- (3) Notice. Reopenings under this section shall not be initiated before a notice of such intent is provided to the chapter 401 source by the permitting authority at least thirty days in advance of the date that the permit is to be reopened, except that the permitting authority may provide a shorter time period in the case of an emergency.

NEW SECTION

WAC 173-401-735 Permit appeals. (1) A decision to issue or to deny a final permit, or the terms or conditions of such a permit, may be appealed to the pollution control hearings board under chapter 43.21B RCW and RCW 70.94.161(9). Any appealable decision or determination shall be identified as such and shall contain a conspicuous notice to the recipient that it may be appealed by filing an appeal with the pollution control hearings board and serving the appeal on the permitting authority within thirty days of receipt, pursuant to RCW 43.21B.310. The provision for appeal in this section is separate from and additional to any federal rights to petition and review under section 505(b) of the FCAA, including petitions filed pursuant to 40 CFR 70.8(c) and 70.8(d).

- (2) Appealing parties. Parties that may file the appeal referenced in subsection (1) of this section include any person who participated in the public participation process pursuant to WAC 173-401-800.
- (3) As provided in chapter 7.16 RCW, a person may seek a writ of mandamus in the event that a permitting authority fails to take final action on an application for a permit, permit renewal, or permit revision within the

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deadlines specified by WAC 173-401-700 through 173-401-725

Part VIII THE PERMIT PROCESS FOR GENERAL PERMITS

NEW SECTION

WAC 173-401-750 General permits. (1) Permit issuance. The permitting authority may, after notice and opportunity for public participation provided under WAC 173-401-800, issue a general permit covering numerous similar sources or emissions units. Any general permit shall comply with all requirements applicable to other chapter 401 permits and shall identify criteria by which sources may qualify for the general permit. To sources that qualify, the permitting authority shall grant the conditions and terms of the general permit. Notwithstanding the shield provisions of WAC 173-401-640, the source shall be subject to enforcement action for operation without a chapter 401 permit if the source is later determined not to qualify for the conditions and terms of the general permit. General permits shall not be authorized for affected sources under the acid rain program.

- (2) Applications. Chapter 401 sources that would qualify for a general permit must apply to the permitting authority for coverage under the terms of the general permit or must apply for a chapter 401 permit consistent with WAC 173-401-500. The permitting authority may, in the general permit, provide for applications which deviate from the requirements of WAC 173-401-510, provided that such applications meet the requirements of this chapter, and include all information necessary to determine qualification for, and to assure compliance with, the general permit. Without repeating the public participation procedures required under WAC 173-401-800, the permitting authority may grant a source's request for authorization to operate under a general permit, but such a grant shall not be a final permit action for purposes of judicial review.
- (3) Renewal. General permits being renewed are subject to the same procedural requirements, including public participation, that apply to initial permit issuance. If the general permit is renewed without change, sources covered by the general permit do not need to submit new applications to operate under the authority of the general permit.

Part IX PUBLIC INVOLVEMENT AND PERMIT REVIEW BY EPA AND AFFECTED STATES

NEW SECTION

WAC 173-401-800 Public involvement. (1) Purpose. It is ecology's and local air authorities' goal to ensure that accurate permitting information is made available to the public in a timely manner. The permitting authority is responsible for providing notice of permitting actions that allows sufficient time for comment and for providing enough information to inform the public of the extent of the actions proposed. These public involvement regulations establish a state-wide process to be followed by all permitting authorities.

(2) Public notice.

- (a) The permitting authority shall provide public notice for the following actions:
 - (i) Issuance of a draft permit or permit renewal;
 - (ii) Intended denial of a permit application;
 - (iii) Issuance of a draft permit modification;
 - (iv) Issuance of a draft general permit;
- (v) Scheduling of a public hearing under subsection (4) of this section; and
- (vi) Any other related activities that the permitting authority considers to involve substantial public interest.
- (b) Public notice shall be provided by the permitting authority in the newspaper of largest general circulation in the area of the facility applying for a permit. Publication includes paid advertisement, legal notice, or other appropriate format, as determined by the permitting authority. The permitting authority may provide additional notice to the public through other methods, such as newsletters and press releases. Notice shall also be published in the *Ecology Permit Register*. The permitting authority shall send information on any action requiring publication in the *Permit Register* to ecology within three days of the action.
- (c) Notice of the activities described in (a) of this subsection shall also be provided to persons requesting to receive such notice. The permitting authority shall maintain a mailing list of persons requesting notice, and may maintain more than one list, such as lists based on geographical location. No request shall require the extension of the comment period associated with the notice. The permitting authority may from time to time inform the public of the opportunity to be on the list and may also delete from the list persons who fail to respond to an inquiry of continued interest in receiving the notices.
 - (d) Public notice must include:
 - (i) Name and address of the permitting authority;
- (ii) Name and address of the permit applicant, and if different, the name and address of the facility or activity regulated by the permit, unless it is a general permit;
- (iii) A brief description of the business conducted at the facility and activity involved in the permit action;
- (iv) Name, address, and telephone number of a person from whom interested persons may obtain further information such as copies of the draft permit, the application, and relevant supporting materials;
- (v) A brief description of the comment procedures, including the procedures to request a hearing, and the time and place of any hearings scheduled for the permit; and
- (vi) A description of the emission change involved in any permit modification.
- (e) The permitting authority must make available for public inspection, in at least one location near the chapter 401 source, all nonproprietary information contained in the permit application, draft permit and supporting materials. Public inspections of materials for nonstationary sources or general permits may be located at the discretion of the permitting authority.
- (3) Public comment. Except as otherwise provided in WAC 173-401-725, the permitting authority shall provide a minimum of thirty days for public comment on actions described in subsection (2)(a) of this section. This comment period begins on the date of publication of notice in the *Permit Register* or publication in the newspaper of largest general circulation in the area of the facility applying for the

permit, whichever is later. No proposed permit shall be issued until the public comment period has ended and the permitting authority has prepared a response to the comments received.

- (4) Public hearings. The applicant, any interested governmental entity, any group or any person may request a public hearing within the comment period required under subsection (3) of this section. Any such request shall indicate the interest of the entity filing it and why a hearing is warranted. The permitting authority may, in its discretion, hold a public hearing if it determines significant public interest exists. Any such hearing shall be held at a time(s) and place(s) as the permitting authority deems reasonable. The permitting authority shall provide at least thirty days prior notice of any hearing.
- (5) The permitting authority shall keep a record of the commentors and issues raised during the public participation process. Such records shall be available to the public.

NEW SECTION

- WAC 173-401-805 Permit register. (1) Permit register. Ecology shall regularly publish and maintain a *Permit Register* that will be distributed to all interested parties that request to be on the mailing list. All permitting authorities will work to ensure the information published in the register is timely.
- (2) Content. Besides the actions listed in WAC 173-401-800(2), the register will give notice of the following, as pertains to sources covered under this rule:
- (a) Public meetings or hearings on a draft operating permit;
 - (b) Receipt of complete permit applications;
- (c) Permit appeals to the pollution control hearings board;
- (d) Issuance or denial of final permit, permit modifications, or renewals;
- (e) Authorization for a source to operate without an operating permit by limiting its potential to emit to levels below those that would require the source to obtain an operating permit.
- (f) Periodic summaries of enforcement order and changes made without revising the permit pursuant to WAC 173-401-722.
- (3) Mailing list. Ecology shall periodically notify the public of the opportunity to be put on the mailing list for the permit register.

NEW SECTION

WAC 173-401-810 EPA review. (1) Information transfer. The permitting authority shall provide to the administrator a copy of each permit application (including any application for permit modification), each proposed permit, and each final chapter 401 permit. The applicant may be required by the permitting authority to provide a copy of the permit application (including the compliance plan) directly to the administrator. Upon agreement with the administrator, the permitting authority may submit to the administrator a permit application summary form and any relevant portion of the permit application and compliance plan, in place of the complete permit application and compliance plan. To the extent practicable, the preceding

information shall be provided in computer-readable format compatible with EPA's national data base management system.

(2) Records. Each permitting authority shall keep for five years such records and submit to the administrator such information as the administrator may reasonably require to ascertain whether the state program complies with the requirements of the FCAA or of 40 CFR part 70.

NEW SECTION

- WAC 173-401-820 Review by affected states. (1) Notice. The permitting authority shall give notice of each draft permit, permit revision, or permit renewal to any affected state on or before the time that the permitting authority provides this or permit revision notice to the public under WAC 173-401-800 and 173-401-805, except to the extent WAC 173-401-725 (2) or (3) requires the timing of the notice to be different.
- (2) Response. The permitting authority, as part of the submittal of the proposed permit to the administrator (or as soon as possible after the submittal for minor permit modification procedures allowed under WAC 173-401-725 (2) and (3), shall notify the administrator and any affected state in writing of any refusal by the permitting authority to accept all recommendations for the proposed permit that the affected state submitted during the public or affected state review period. The notice shall include the permitting authority's reasons for not accepting any such recommendation. The permitting authority is not required to accept recommendations that are not based on applicable requirements or the requirements of this chapter.
- (3) British Columbia notification. The permitting authority shall notify British Columbia of draft permits, permit revisions, or permit renewals at sources located within 100 kilometers of the Washington-British Columbia border. Such notice shall be concurrent with notification of EPA and affected states.

NEW SECTION

- WAC 173-401-830 APPENDIX A. Insignificant activities and emission units. (1) The following activities and emissions units at a chapter 401 source will be considered insignificant by their name or type and do not have to be listed in the permit application:
- (a) Retail establishments preparing food for human consumption including cafeterias and kitchen facilities located at a source for providing food service on premises;
- (b) Internal combustion engines for propelling or powering a vehicle;
- (c) Natural gas or LPG-fired or electrically heated ceramics kilns:
- (d) Cleaning and stripping activities and equipment, using solutions having less than one percent VOCs by weight. On metallic substrates, acid solutions not exempted;
- (e) Dip-coating operations, using materials with less than one percent VOCs;
- (f) Foundry sand molds, unheated and using binders with less than 0.25% free phenol by sand weight;
- (g) Chemical or physical analytical laboratory operations or equipment including fume hoods and vacuum pumps;

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- (h) Comfort air conditioning, not used to remove air contaminants from specific equipment;
- (i) Refrigeration systems, not in air pollution control applications;
 - (j) Housekeeping activities and equipment;
- (k) Natural draft hoods, natural draft stacks, or natural draft ventilators for sanitary and storm drains, safety valves, and storage tanks;
- (1) Natural and forced air vents and stacks for bath-room/toilet facilities;
- (m) Brazing, soldering and welding equipment and cutting torches;
- (n) Laundering, dryers, extractors, tumblers for fabrics, using water solutions of bleach and/or detergents;
- (o) Atmospheric generators used in connection with metal heat treating processes;
 - (p) Steam cleaning operations;
 - (q) Office activities;
 - (r) Personal care activities;
- (s) Sampling connections used exclusively to withdraw materials for laboratory analyses and testing;
 - (t) Lawn and landscaping activities;
 - (u) Flares used to indicate danger to the public;
- (v) Fire fighting and similar safety equipment and equipment used to train fire fighters;
 - (w) Recreational fireplaces; and
- (x) Materials and equipment used by, and activity related to operation of infirmary, infirmary is not the source's business activity.
- (2) The following activities and emissions units at a chapter 401 source will be considered insignificant on the basis of size or production rate, provided that any activity or unit qualifying under this subsection shall be listed in the source's permit application:
- (a) Space heaters and nonprocess hot water heaters, natural gas, less than twenty million Btu/hr. or electric;
- (b) Internal combustion engines for use as standby power, less than one hundred hrs./yr;
- (c) Portable internal combustion engines, used less than thirty-two days/yr. at one facility; and
- (d) Printing, using less than two gallon/day of inks, coatings, adhesives, fountain solutions, thinners, retarders, or cleaning solutions.

WSR 93-20-080 PERMANENT RULES CLARK COLLEGE

[Filed October 4, 1993, 2:18 p.m.]

Date of Adoption: August 25, 1993.

Purpose: To effect corrections/improvements to college's parking and traffic rules and regulations.

Citation of Existing Rules Affected by this Order: Amending chapter 132N-156 WAC.

Statutory Authority for Adoption: Chapters 28B.50 and 28B.10 RCW.

Other Authority: RCW 28B.50.140(10).

Pursuant to notice filed as WSR 93-15-081 on July 20, 1993.

Changes Other than Editing from Proposed to Adopted Version: Changes as suggested by AG to improve internal consistency of document.

Effective Date of Rule: Thirty-one days after filing.

September 27, 1993

Earl P. Johnson President

AMENDATORY SECTION (Amending WSR 91-21-022, filed 10/7/91, effective 11/7/91)

WAC 132N-156-300 Purpose. The parking and traffic rules and regulations contained herein provide a fair and uniform method of regulating college vehicular, nonvehicular, and pedestrian traffic and are based on the following objectives:

- ((•)) (1) To protect and control vehicular, nonvehicular, and pedestrian traffic.
- ((**(-)**) (2) To assure access at all times for emergency equipment.
- ((lacktriangle)) To minimize traffic disturbances during class hours.
- ((•)) (4) To facilitate the work of the college by assuring access for college vehicles and by assigning the limited parking spaces to the most efficient use.

(5) To protect college facilities.

Permission to park or operate a vehicle on college property is governed by these regulations. The purchase of a permit for designated parking does not ensure the regular availability of a parking space.

AMENDATORY SECTION (Amending WSR 91-21-022, filed 10/7/91, effective 11/7/91)

WAC 132N-156-310 Authority. Pursuant to ((the authority granted by)) RCW 28B.50.140(10) the board ((of trustees of Clark College)) is granted authority to establish rules and regulations for pedestrians and vehicular and nonvehicular traffic over property owned, operated, and <u>/or maintained</u> by the college.

The enforcement of these ((parking and traffie)) rules and regulations shall be the responsibility of the ((college safety/security department)) security/safety office.

((College safety/)) Security officers are authorized to issue parking and traffic citations, impound and/or immobilize vehicles, and control and regulate facilities use, traffic, and parking as prescribed in these ((parking and traffie)) rules and regulations.

Any person interfering with a college ((safety/))security officer in the discharge of the provisions of these ((parking and traffie)) rules and regulations shall be in violation of ((ehapter 9A.76)) RCW 9A.76.020, Obstructing governmental operation, and may be subject to arrest by a peace officer ((under RCW 9A.76.020)).

Failure by students to abide by these rules and regulations ((by students)) may be considered to be a violation of the code of student conduct (WAC 132N-20-050 (4), (5), (9), (10), (11), (14), and (17), as applicable).

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AMENDATORY SECTION (Amending WSR 91-21-022, filed 10/7/91, effective 11/7/91)

WAC 132N-156-320 Definitions. College - Clark College, Community College District No. 14.

College property - Campus property, parking lots, or land owned, leased ((or)), controlled or maintained by Clark College.

<u>Immobilization</u> - Rendering a vehicle inoperable by use of a wheel-lock device.

Impoundment - Removal of a vehicle to a storage facility ((or immobilization by use of a wheel-lock device)).

Pedestrian - Any person afoot, as defined in ((ehapter 46.04)) RCW 46.04.400.

Student - <u>Any individual currently registered for classes at the college.</u>

Vehicular traffic or vehicles - Those devices defined as "vehicles" in ((ehapter 46.04)) RCW 46.04.670.

Nonvehicular modes of transportation - ((Nonvehicular modes of transportation shall mean nonpedestrian transportation devices other than vehicles and)) Shall include, but not be limited to, bicycles, skateboards, snowmobiles, roller skates and roller blades, snow sleds, and scooters.

AMENDATORY SECTION (Amending WSR 91-21-022, filed 10/7/91, effective 11/7/91)

WAC 132N-156-330 Liability of ((Clark)) the college. The college assumes no liability for vehicles parking or traveling on college property, nor shall it be held ((liable)) responsible for the loss of goods or property from vehicles parked on college property.

((Clark)) The college, the ((college safety/security department, college safety/)) security/safety office, security officers, ((members and)) or other employees or agents shall not be held liable for any damages, claims, or losses occurring to or from vehicles or equipment when rendering motorist assistance, impounding vehicles, or performing any duties as described in these ((parking and traffie)) rules and regulations. This section also applies to nonvehicular modes of transportation.

The college provides only limited maintenance to college parking lots during periods of ((iee, snow, and rain)) inclement weather. Persons using the college parking lots do so at their own risk. The college will not be responsible for any liability or damage claims arising from weather-related causes or conditions.

AMENDATORY SECTION (Amending WSR 91-21-022, filed 10/7/91, effective 11/7/91)

wac 132N-156-400 Authorized use of ((eampus avenues and parking)) facilities. Only those vehicles as defined and regulated in ((ehapter 46.04)) RCW 46.04.670 and as defined herein, may be operated in parking lots or in traffic areas ((and only)) by licensed drivers, as defined in chapter 46.20 RCW. No vehicle ((or nonvehicular mode of transportation)), with the exception of nonmotorized bicycles, ((handicapped transportation devices)) motorized or nonmotorized wheelchairs, and certain maintenance vehicles, may be operated on intracampus property, pathways, or

sidewalks without the specific permission of the ((college safety/security department)) security/safety office.

AMENDATORY SECTION (Amending WSR 91-21-022, filed 10/7/91, effective 11/7/91)

WAC 132N-156-420 Regulatory signs and directions. Drivers of vehicles shall obey regulatory signs and markings at all times and shall comply with directions given by ((college safety/))security officers in the control and regulation of traffic and parking.

AMENDATORY SECTION (Amending WSR 91-21-022, filed 10/7/91, effective 11/7/91)

WAC 132N-156-430 Pedestrian right of way. The operator of a vehicle shall yield the right of way, slowing down or stopping if need be, to ((so yield to)) any pedestrian crossing any street, roadway, fire lane, or pathway with or without a marked crosswalk.

Whenever any vehicle is stopped at a marked crosswalk, unmarked crosswalk, intersection or any other place in order to permit a pedestrian to cross the roadway, the operator of any other vehicle approaching from the rear shall not overtake and pass the yielding vehicle.

AMENDATORY SECTION (Amending WSR 91-21-022, filed 10/7/91, effective 11/7/91)

WAC 132N-156-440 Traffic accidents. Persons involved in traffic accidents on college property are to report the accident to the ((college safety/security department)) security/safety office. An officer will be dispatched to investigate and file ((a report on the accident)) an accident report. In addition, RCW 46.52.030 requires that accidents on college property involving injury or property damage in excess of five hundred dollars be reported to local law enforcement agencies within twenty-four hours. State accident report forms are available at the security/safety office. Security officers are authorized to obtain and share with all parties to an accident information on the insurance coverage of the parties.

AMENDATORY SECTION (Amending WSR 91-21-022, filed 10/7/91, effective 11/7/91)

WAC 132N-156-450 Traffic offenses. ((College safety/security officers may issue a citation for any of the following traffic offenses. Due to the severe risk to public safety, traffic offenses do not require a previous warning prior to the issuance of a fine.)) The absence of previous warnings or citations will not preclude the imposition of a fine when safety considerations warrant. Security officers may issue a citation for any of the following traffic offenses:

- (1) Failure to yield right of way (posted);
- (2) Failure to yield right of way to pedestrian;
- (3) Failure to yield right of way to vehicle;
- (4) Failure to obey one-way directional arrows;
- (5) Failure to yield right of way to emergency vehicle;
- (6) Driving with excessive speed;
- (7) Failure to stop at traffic signal/sign;
- (8) Failure to use due care and caution;
- (9) Driving without lights after dark;

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- (10) Having a passenger or animal outside of vehicle while in motion;
 - (11) Driving with an obstructed view;
- (12) Driving on shoulder, or sidewalk or intracampus sidewalk or lane without authorization;
- (13) Disobeying flagger, peace officer, ((eollege safety!))security officer, ((or)) fire fighter((-)), or other agent of the college;
- (14) Damaging college property including but not limited to landscape and plant material, curbs, sidewalks, utilities, etc.
- (15) Driving while under the influence of intoxicants or with an open container of intoxicants.

All traffic offenses carry a twenty-dollar fine.

AMENDATORY SECTION (Amending WSR 91-21-022, filed 10/7/91, effective 11/7/91)

WAC 132N-156-460 Bicycles and nonvehicular transportation usage. Bicycles may be ridden any place where vehicles are permitted. They may also be ridden on campus sidewalks or pathways, though pedestrians always have the right of way. An audible signal shall be used by bicyclists to warn pedestrians of oncoming bicycles. Bicyclists shall not ride in a reckless manner ((nor)) or engage in stunts or dangerous acts ((nor)), or operate at speeds greater than ten miles per hour or such lower speed as is reasonable and prudent under the circumstances. With the exception of ((handicap transportation devices)) motorized or nonmotorized wheelchairs and certain college service vehicles, no other nonvehicular modes of transportation as ((defined in WAC 132N 156 320)) specified in the preceding "definitions" will be allowed on college property.

AMENDATORY SECTION (Amending WSR 91-21-022, filed 10/7/91, effective 11/7/91)

WAC 132N-156-500 Allocation of parking space. The parking spaces available on college properties shall be assigned by the ((eollege safety/security department)) security/safety office in ((such)) a manner ((as)) which will best ((obtain)) attain the objectives of these regulations. The ((safety/security department)) security/safety office is authorized to mark various parking areas on college property with numbers or titles or by posting signs, ((eurb)) or marking the pavement ((markings)).

Open parking - Open parking is limited to those parking areas not otherwise marked as faculty/staff, ((handicapped)) physically disabled persons, special use, or visitor. ((Student vehicles)) Users of open parking are not required to display a parking permit.

Faculty/staff parking - Faculty, staff and administrators using college owned or leased parking facilities up to 10:00 p.m. during the academic year are to purchase parking permits.

Faculty/staff parking spaces are marked on the pavement with an F/S. Only college employee vehicles displaying a valid parking permit may park in faculty/staff parking ((zones)) spaces. Faculty/staff parking ((zones)) spaces shall be considered open parking zones after ((5:00)) 10:00 p.m. each day that the college is in regular session. ((Faculty/staff/administrators using college parking facilities up to 5:00

p.m. during the academic year are to purchase parking permits.))

Vehicles with ((an)) approved faculty/staff parking permits are permitted to park in open parking areas only when the designated parking ((areas)) faculty/staff spaces are full.

Visitor parking - All visitors, including guests, salespersons, maintenance or service personnel and all other members of the public, may park on college property in open parking, in designated special use visitor zones, or as directed by the ((eollege safety/security)) security/safety office.

Use of vehicle as habitation - No vehicle or vehicle trailer may be used as a place of habitation on any college facility without permission from the security/safety office.

Handicapped parking - ((Handicapped)) Physically disabled persons parking zones may ((only)) be occupied only by vehicles displaying a valid temporary ((handicapped)) parking permit issued by the college or a valid permanent or temporary ((handicapped)) permit issued by the state of Washington in compliance with RCW 46.16.381 and 46.16.390. Temporary ((handicapped)) parking permits are available in ((the college's wellness resource center)) health services. Valid ((handicapped)) parking permits issued by other states will be honored.

Motorcycle parking - Motorcycle parking zones are reserved for motorcycles and motor-driven cycles. These vehicles are not to occupy regular automobile parking spaces or other areas not designed for parking.

Service vehicle parking - Service vehicle parking zones are limited to use by authorized college service or contractor vehicles only.

AMENDATORY SECTION (Amending Order 87-02, Resolution No. 87-02, filed 9/18/87)

WAC 132N-156-510 Designated and assigned parking. Vehicles ((shall be parked)) on college property shall park only in those areas set aside and designated as parking areas. No vehicle shall park in any area requiring a special parking permit((, no vehicle shall park)) without said permit.

AMENDATORY SECTION (Amending Order 87-02, Resolution No. 87-02, filed 9/18/87)

WAC 132N-156-520 Parking within designated areas. No vehicle shall be parked so as to occupy any portion of more than one parking space or stall as designated within the parking area. The fact that other vehicles may have been ((so)) parked so as to require a vehicle attempting to park to occupy a portion of more than one space or stall shall not constitute an excuse for a violation of this ((seetion)) rule.

AMENDATORY SECTION (Amending WSR 91-21-022, filed 10/7/91, effective 11/7/91)

wac 132N-156-530 Impounding of disabled/ abandoned vehicles. No disabled or inoperative vehicle shall be parked on college property for a period in excess of twenty-four hours, unless permission is ((arranged with the college safety/security department)) granted by the securi-

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ty/safety office. Vehicles which have been parked ((for periods)) in excess of twenty-four hours may be impounded and stored at the expense of either or both the owner or operator thereof. Notice of intent to impound will be posted on the vehicle at least twenty-four hours prior to ((impound)) impoundment unless a vehicle is illegally or hazardously parked. Neither the college nor college employees shall be ((liable)) responsible for claims, loss or damage of any kind resulting from such impounding and storage.

Vehicles under repair in the college's instructional program must be <u>parked</u> in a designated area and must have an approved "vehicle in repair" notice <u>visibly</u> posted within the vehicle.

AMENDATORY SECTION (Amending Order 87-02, Resolution No. 87-02, filed 9/18/87)

WAC 132N-156-540 Registered owner ((is responsible)) responsibility for illegal parking. Every person in whose name a vehicle is registered (licensed) shall be responsible for any parking of said vehicle and for all offenses, other than moving violations, under these regulations. It shall be no defense that said vehicle was illegally parked or used by another, unless it ((be)) is clearly established that at such time said vehicle was being used without the consent of the registered owner.

AMENDATORY SECTION (Amending WSR 91-21-022, filed 10/7/91, effective 11/7/91)

WAC 132N-156-550 Illegal parking. No person shall stop, ((stand)) place, or park a vehicle at any place where official signs, curbs, or pavement markings prohibit parking, ((nor)) or within fifteen feet of a fire hydrant ((or ten feet of any building, nor)), or at any place for which the vehicle does not have a valid parking permit. Any vehicle not parked in a marked parking stall shall be considered illegally parked.

((The)) <u>Drivers</u> ((of any vehicle)) who ((is)) <u>are</u> instructed by a ((college safety/))security officer to either move an illegally parked vehicle or not to park in violation of this section, and refuse((s)), will have their vehicle immediately impounded or immobilized.

((College safety/)) Security officers may issue ((a)) citations resulting in ((a)) fines even if the vehicle has not received a previous warning citation for any violation of ((the parking and traffie)) these rules and regulations ((or)) if the vehicle is found in the commission of any of the following parking violations:

- ((•)) (1) Parking in a faculty/staff parking zone without a valid permit.
- ((•)) (2) Parking a disabled or inoperable vehicle on campus in excess of twenty-four hours.
 - ((•)) (3) Occupying more than one parking space.
 - ((•)) (4) Parking in a space not designated for parking.
 - ((•)) (5) Parking in an area not authorized.
 - ((•)) (6) Blocking traffic.
 - ((•)) (7) Parking within fifteen feet of a fire hydrant.
 - ((🍑)) (8) Parking in a fire lane, sidewalk, or intracampus
 - ((•)) (9) Parking in a "No Parking" zone.
 - $((\bullet))$ $\overline{(10)}$ Parking on the grass.

- ((♠)) (11) Parking overnight ((parking)) without permission and/or permit.
 - ((Illegal)) (12) Parking of a bicycle illegally.
- ((•)) (13) Parking in ((handieapped)) physically disabled persons parking zone without an authorized ((handieapped)) parking permit.

(14) Use of a vehicle for habitation without permission.
All parking citations carry a ten-dollar fine, with the exception of ((handieapped)) physically disabled persons parking violations which carry a twenty-dollar fine.

<u>Illegally parked vehicles which require removal will be</u> done so at the owner's or operator's expense.

AMENDATORY SECTION (Amending WSR 91-21-022, filed 10/7/91, effective 11/7/91)

WAC 132N-156-560 Hazardous ((illegal)) parking. No person shall stop, ((stand)) place, or park a vehicle so as to obstruct traffic along or upon any street, firelane, or sidewalk ((nor)) or at any location as described in RCW 46.61.570. Due to the severe risk to public safety created by any vehicle parking in violation of this section, ((eollege safety/))security officers are authorized to cite and immediately impound said vehicle. ((College safety/)) Security officers will complete a vehicle impound report, including the reason for the impoundment.

AMENDATORY SECTION (Amending WSR 91-21-022, filed 10/7/91, effective 11/7/91)

WAC 132N-156-570 Bicycle parking. Bicycles shall be parked in bicycle racks or other facilities provided for the purpose. Where such facilities are provided, at no time shall a bicycle be parked in a building, against a building, near a building exit, on a path or sidewalk, ((nor)) or chained or otherwise secured to trees, lamp standards, utilities, stairway railings, or sign posts. Any bicycle found in violation of this section may be cited for illegal parking and impounded by the ((college safety/security department)) security/safety office without warning.

AMENDATORY SECTION (Amending WSR 91-21-022, filed 10/7/91, effective 11/7/91)

WAC 132N-156-580 Damage to state property. The <u>full</u> cost of repair/replacement of college property damaged by negligent ((operations or as the result of indiscriminate acts)), reckless or intentional acts or omissions must be paid in addition to assessed fines.

((PARKING)) PERMITS ((REQUIREMENTS))

AMENDATORY SECTION (Amending Order 87-02, Resolution No. 87-02, filed 9/18/87)

WAC 132N-156-600 Faculty and staff parking permits. All college faculty((+)), staff((+)), and administrators using college parking facilities ((up to 5:00 p.m.)) at any time between 8:00 a.m. and 10:00 p.m. during the academic year are to purchase and display a valid parking permit. The fact that an employee may be eligible to park in a ((handieapped)) physically disabled persons parking zone((7)) will not relieve the employee of this requirement. A valid faculty/staff parking permit ((does)) may not, by itself,

constitute authority to park in other parking facilities leased or owned by the college.

AMENDATORY SECTION (Amending WSR 91-21-022, filed 10/7/91, effective 11/7/91)

WAC 132N-156-610 Permit parking on campus. ((A valid)) The correct parking permit ((is:

● A current vehicle permit)) <u>must be</u> properly displayed in accordance with permit instructions.

((A)) Temporary parking permits ((authorized)) are issued by the ((eollege safety/security department)) security/safety office and must be displayed in accordance with ((the instructions shown on the)) permit instructions.

Parking permits are not transferable and shall not be utilized by any person except the ((employee purchasing said permit)) person designated on the parking permit application. The college reserves the right to deny any application, or to revoke any permit at any time, if actions resulting from such application or permission constitute present, imminent danger of unlawful activity, or if a prospective user has previously violated ((the provisions of these)) college parking policies or other written rules or regulations ((of the college)). All outstanding college parking fines must be paid before a parking permit will be issued or renewed.

((♠)) No bailment is created by the sale or issuance of a permit.

AMENDATORY SECTION (Amending WSR 91-21-022, filed 10/7/91, effective 11/7/91)

WAC 132N-156-620 Fees for parking permits. The fees charged by the college for the issuance of permits shall be those established ((under the authority of)) by the board of trustees ((of the college)). Parking permits are issued as a license to park ((on)) at college ((property)) facilities.

Fees collected will be utilized for parking operations ((only,)) including parking enforcement ((and)), parking lot maintenance, and for those transportation demand management and commute trip reduction activities and programs permitted by law.

Current faculty/staff parking permit fees are five dollars per ((sehool)) quarter for one vehicle, and six dollars per ((sehool)) quarter for two or more vehicles. Permits may be purchased on either a permanent, annual, or quarterly basis. Permits are required for fall, winter, and spring quarters only, and ((will)) are not ((be)) required summer quarter.

AMENDATORY SECTION (Amending WSR 91-21-022, filed 10/7/91, effective 11/7/91)

WAC 132N-156-630 Parking fee payment. Faculty and staff can purchase annual permits by cash or check paid directly to the college or by payroll deduction. Annual or quarterly parking permits may be purchased at either the college bookstore or at the cashier's office in the Baird Administration Building. Annually contracted faculty and staff members may select the payroll deduction plan for payment of the permanent or annual permit only. Those selecting this payment plan must complete a payroll deduction authorization form before issuance of a permit. The form is available in the ((safety/security)) security/safety office and the personnel services office.

((Annual or quarterly parking permits may be purchased at either the college bookstore or at the cashier's office in the Baird Administration Building:))

AMENDATORY SECTION (Amending WSR 91-21-022, filed 10/7/91, effective 11/7/91)

WAC 132N-156-640 Temporary parking permits. Any permit holder may obtain a temporary parking permit from the ((eollege safety/security department)) security/safety office for an unregistered vehicle when the registered vehicle is unavailable due to repairs or for another valid reason. These permits are good for a period of two weeks.

AMENDATORY SECTION (Amending WSR 91-21-022, filed 10/7/91, effective 11/7/91)

WAC 132N-156-650 Revocations. Parking permits are licenses and the property of the college and may be ((reealled)) revoked for any of the following reasons:

- ((When)) (1) The purpose for which the permit was issued changes or no longer exists.
- ((When a)) (2) The permit is used on an unregistered vehicle or by an unauthorized individual.
- ((● Falsification on)) (3) A parking permit application form was falsified.
- ((Continued)) (4) Violation((s)) of these parking regulations occurred.
- ((Counterfeiting or altering of)) (5) The parking permit((s)) was counterfeited or altered or transferred without authorization.
- ((Failure to comply with a decision of the safety/security supervisor)) (6) Failure to comply with a specific determination, decision, or directive by college officials.

Appeals of parking permit revocations may be made to the dean of administrative services. Appeals must be filed within seven days of the date of notice of revocation. The decision of the dean is final.

((PARKING AND TRAFFIC RULES AND REGULATIONS)) ENFORCEMENT

AMENDATORY SECTION (Amending WSR 91-21-022, filed 10/7/91, effective 11/7/91)

WAC 132N-156-700 Policy ((enforcement)). The board ((of trustees of the college)), or its designee, shall set and approve fair and uniform fines for violations of these rules and shall provide adequate means for the enforcement and/or collection of such ((a)) fines ((policy)). If a violation of ((the parking and traffie)) these rules and regulations is committed, the ((eollege safety/security department)) security/safety office is authorized to issue a citation as prescribed ((by WAC 132N 156 450, 132N 156 550, and 132N 156 560)) in these rules.

Any violation occurring after the second citation may result in the violator's vehicle being impounded or immobilized and held until all outstanding citations have been paid and/or the loss of parking privileges on college property/facilities.

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AMENDATORY SECTION (Amending Order 87-02, Resolution No. 87-02, filed 9/18/87)

WAC 132N-156-710 Payment of fines. Persons cited for violations of ((the parking and traffie)) these rules and regulations may respond either by filing a written appeal or by paying a fine within fifteen days of receipt of the citation. All fines are ((to be made)) payable to Clark College. Fines can be paid by mail or in person at the cashier's office in the Baird Administration Building. Fines that are mailed must be received within fifteen days of receipt of the citation.

AMENDATORY SECTION (Amending Order 87-02, Resolution No. 87-02, filed 9/18/87)

WAC 132N-156-720 Reduction in fines. Fines for parking and traffic offenses will be reduced by two dollars if paid in person within forty-eight hours, ((+)) excluding weekends and holidays((+), payable to Clark College)). No reduction will be made on mail-in payments.

AMENDATORY SECTION (Amending WSR 91-21-022, filed 10/7/91, effective 11/7/91)

WAC 132N-156-730 Appeals. Visitors, students, faculty, and staff who receive citations for violations of ((the parking and traffie)) these rules and regulations may appeal to the ((safety/security)) security/safety supervisor. Upon showing good cause or mitigating circumstances, the ((safety/security)) security/safety supervisor is authorized to dismiss, suspend, impose any lesser fine, and/or to grant an extension of time ((within which)) to comply with ((the determination of)) the fine.

If the situation is not resolved satisfactorily, visitors, students, faculty, and staff may appeal in writing to the dean of administrative services. Appeals must be submitted and received ((without posting of fine)) within fifteen days after the date of the citation. The security/parking advisory committee shall consider each appeal on its merits and shall make written notification of each decision of the committee through the dean of administrative services to the appellant and the ((college safety/security department)) security/safety office.

The final decision on an appeal of a citation for violations of these ((parking and traffie)) rules and regulations is by the security/parking advisory committee.

AMENDATORY SECTION (Amending WSR 91-21-022, filed 10/7/91, effective 11/7/91)

WAC 132N-156-740 Security/parking advisory committee. The security/parking advisory committee is responsible for advising the ((eollege safety/security department)) security/safety office on security and parking operations. ((Examples of committee activity include:)) Committee functions include, but are not limited to, the following:

- ((•)) (1) Reviewing parking regulations and fees and recommending their adoption.
- ((•)) (2) Considering appeals of citations for violations of these ((parking and traffie)) rules and regulations, and making written notification of each decision of the committee to the appellant and the ((safety/security department)) security/safety office.

- ((•)) (3) Reviewing and recommending ((suggested)) changes to parking lot configuration and use to improve quality and quantity of parking on campus.
- ((•)) (4) Reviewing provisions for security on campus and recommending practices and procedures for the enhancement of security.

The security/parking advisory committee meets as needed, when the college is in session((. The security/parking advisory committee consists of the dean of administrative services (chair), the safety/security supervisor, two faculty, two classified employees, and one student member)), and consists of the following:

- (a) Dean of administrative services, chair.
- (b) Security/safety supervisor.
- (c) Two faculty members.
- (d) Two classified employees.
- (e) One student.
- (f) And others as added by the chair.

AMENDATORY SECTION (Amending WSR 91-21-022, filed 10/7/91, effective 11/7/91)

- WAC 132N-156-750 Unpaid fines. If any fine remains unpaid after fifteen days, any <u>or all</u> of the following actions may be taken by the ((college safety/security department)) security/safety office.
 - ((♠)) (1) A hold may be placed on transcripts.
- ((● A delay of)) (2) Registration for the following quarter may be delayed.
- ((● Revocation of)) (3) Parking privileges may be revoked.
- ((•)) (4) The amount due as a result of fines due and payable ((will be withheld)) may be deducted from paychecks of ((all)) college employees ((including faculty, staff, and students)).
- ((●-All fines)) (5) Outstanding fines may be ((turned over)) referred to a collection agency.

(6) The vehicle may be immobilized or impounded.

If a violator has two or more unpaid fines, his/her vehicle will be impounded or immobilized and held until all outstanding fines are paid.

These procedures will be applicable to all students, faculty, and staff or other persons utilizing college facilities ((receiving)) who receive fines for violations of these ((parking and traffie)) rules and regulations.

AMENDATORY SECTION (Amending WSR 91-21-022, filed 10/7/91, effective 11/7/91)

WAC 132N-156-760 Special circumstances. During special occasions ((eausing additional heavy)) that result in extraordinary traffic conditions and during emergencies, the ((eollege safety/security department)) security/safety office is authorized to impose ((additional)) special traffic and parking regulations and ((instructions in order)) restrictions to ((lessen)) mitigate and reduce the ((ehance)) risk of inconvenience, personal injury or property damage. Whenever possible, prior notice of these regulations or restriction changes shall be ((made known and)) posted. ((This)) Such authorization is of a temporary nature and should last only as long as the situation ((eontinues)) necessitates.

WSR 93-20-088 PERMANENT RULES DEPARTMENT OF AGRICULTURE

[Order 5016—Filed October 5, 1993, 9:50 a.m.]

Date of Adoption: September 21, 1993.

Purpose: Set forth the parameters governing promotional hosting expenditures for the Washington Red Raspberry Commission.

Citation of Existing Rules Affected by this Order: New sections WAC 16-561-100, 16-561-110, and 16-561-120.

Statutory Authority for Adoption: RCW 15.04.200 and 15.65.380.

Pursuant to notice filed as WSR 93-16-070 on July 30, 1993.

Effective Date of Rule: Thirty-one days after filing.

September 21, 1993

John M. King

Acting Director

PROMOTIONAL HOSTING

NEW SECTION

WAC 16-561-100 Purpose. The laws set forth in section 1, chapter 26, Laws of 1985, of the state of Washington (RCW 15.04.200) enacted under the authority of Article VIII section 11 of the Washington state Constitution as amended, authorized the expenditure of agricultural commodity commission assessments for agricultural development or trade promotion and promotional hosting and provides that agricultural commodity commissions shall adopt rules governing promotional hosting expenditures by agricultural commodity commission employees, agents, or commissioners.

The purpose of these rules is to set forth the parameters governing promotional hosting expenditures for the Washington red raspberry commission.

NEW SECTION

WAC 16-561-110 Definitions. "Promotional hosting" as used in these rules means the hosting of individuals and groups of individuals at meetings, meals, and gatherings for the purpose of cultivating trade relations, promoting sales of red raspberries, developing industry unity, and furthering the objectives of the commission.

"Hosting" may include providing meals, refreshments, lodging, transportation, gifts of a nominal value, reasonable and customary entertainment and normal incidental expenses at meetings or gatherings.

NEW SECTION

- WAC 16-561-120 Implementation. The implementation of the rules governing promotional hosting expenditures for the Washington red raspberry commission shall be as follows:
- (1) Budget approval. Commission expenditures for agricultural development or trade promotion and promotional hosting shall be pursuant to specific budget items as approved by the commission at regular meetings held to review such matters.

- (2) Officials and agents authorized to make expenditures. The following officials and agents are authorized to make expenditures for agricultural development or trade promotion and promotional hosting in accordance with the provisions of these rules:
 - (a) Commissioners;
 - (b) Administrator;
 - (c) Marketing director;
 - (d) Contractors, as specifically authorized by the ommission.

Individual commissioners shall make promotional hosting expenditures, or seek reimbursements for those expenditures, only in those instances where the expenditures have been approved by the commission.

- (3) Payment and reimbursement. All payments and reimbursements shall be identified and supported by vouchers to which receipts are attached. Voucher forms may be supplied by the commission, and shall require the following information:
- (a) Name and position of each person hosted, provided that in case of a group of twenty-five or more persons, then only the name of the group hosted shall be required;
 - (b) General purpose of the hosting;
 - (c) Date of hosting;
 - (d) Location of the hosting;
 - (e) To whom payment was or will be made;
- (f) Signature of person seeking payment or reimbursement
- (4) The chairman and vice-chairman-treasurer of the commission and the administrator are authorized to approve direct payment or reimbursements submitted in accordance with these rules.
- (5) The following persons may be hosted when it is reasonably believed such hosting will cultivate trade relations, promote sales of red raspberries, or develop industry unity, provided that such hosting shall not violate federal or state conflict of interest laws:
 - (a) Individuals from private business;
 - (b) Foreign government officials;
- (c) Federal and state officials, provided lodging, meals and transportation will not be provided when such officials may obtain reimbursement for these expenses from their government employer;
- (d) The general public, at meetings and gatherings open to the general public;
- (e) Commissioners and employees of the commission when their attendance at meetings, meals, and gatherings at which the persons described in (a) through (d) of this subsection are being hosted will cultivate trade relations, promote sales of red raspberries, or further the objectives of the commission;
- (f) Spouses of the persons listed in (a), (b), (c), and (e) of this subsection when attendance of such spouse will serve to cultivate trade relations, promote the sale of red raspberries or develop industry unity.

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WSR 93-20-110 PERMANENT RULES DEPARTMENT OF ECOLOGY

[Order 91-54-Filed October 6, 1993, 8:05 a.m.]

Date of Adoption: September 27, 1993.

Purpose: To define the process by which whole effluent toxicity limits shall be derived.

Statutory Authority for Adoption: Chapter 90.48 RCW.

Other Authority: 40 CFR 122.44.

Pursuant to notice filed as WSR 93-08-085 on April 7, 1993.

Effective Date of Rule: Thirty-one days after filing.

September 27, 1993

Mary Riveland

Director

Chapter 173-205 WAC WHOLE EFFLUENT TOXICITY TESTING AND LIMITS

NEW SECTION

WAC 173-205-010 Purpose. The purpose of this chapter is to establish a procedure for deriving whole effluent toxicity limits in accordance with RCW 90.48.520, 40 CFR 122.44(d), and 40 CFR 122.44(e) for inclusion into National Pollutant Discharge Elimination System (NPDES) permits to protect aquatic life through the implementation of all known, available, and reasonable methods of prevention, control and treatment of toxicants and through the attainment of state water quality standards. The goal of this chapter is the eventual elimination of the discharge of toxics in toxic amounts.

NEW SECTION

WAC 173-205-020 Definitions. "Acute critical effluent concentration" means the maximum concentration of effluent during critical conditions at the boundary of the zone of acute criteria exceedance assigned in accordance with WAC 173-201A-100. The boundary may be based on distance or a percentage of flow. Where no zone of acute criteria exceedance is allowed, the acute critical effluent concentration shall be one hundred percent effluent.

"Acute statistical power standard" means that the maximum acceptable difference in survival that is not statistically significant between the control and the acute critical effluent concentration is twenty-nine percent. In order to determine if a whole effluent toxicity test with results that are not statistically significant meets the acute statistical power standard:

- 1. Subtract the mean survival across the replicates in the acute critical effluent concentration from the mean survival across the replicates in the control.
- 2. Divide this difference between the mean survivals by the mean survival across the control replicates.
- 3. Multiply the result by one hundred and express the product as a percent difference in survival.
- 4. If the percent difference in survival is equal to or less than twenty-nine percent, then the whole effluent toxicity test has met the power standard.

"Acute toxicity test" means a toxicity test with the death of test organisms as the measured response.

"Chronic critical effluent concentration" means the maximum concentration of effluent during critical conditions at the boundary of the mixing zone assigned in accordance with WAC 173-201A-100. The boundary may be based on distance or a percentage of flow. Where no mixing zone is allowed, the chronic critical effluent concentration shall be one hundred percent effluent.

"Chronic statistical power standard" means that the maximum acceptable difference in response that is not statistically significant between the control and the acute or chronic critical effluent concentration is thirty-nine percent. The chronic statistical power standard does not apply to Fisher's Exact Test. In order to determine if a whole effluent toxicity test with results that are not statistically significant meets the chronic statistical power standard:

- 1. Subtract the mean of the responses across the replicates in the acute or chronic critical effluent concentration from the mean of the responses across the replicates in the control.
- 2. Divide this difference between the mean responses by the mean response across the control replicates.
- 3. Multiply the result by one hundred and express the product as a percent difference in response.
- 4. If the percent difference in response is equal to or less than thirty-nine percent, then the whole effluent toxicity test has met the power standard.

"Chronic toxicity test" means a toxicity test which measures a sublethal effect such as failed fertilization, development, growth, or reproduction. Organism survival is also a measured endpoint in some chronic toxicity tests.

"Critical conditions" means those circumstances when the physical, chemical, and biological characteristics of the receiving water environment interact with the effluent to produce the greatest potential adverse impact on aquatic biota and existing and characteristic water uses.

"Department" means the department of ecology of the state of Washington.

 $^{\circ}\text{EC}_{50}^{\circ}$ (effective concentration, fifty percent) means the effluent concentration estimated to cause an adverse effect in fifty percent of the test organisms in a toxicity test involving a series of dilutions of effluent.

"Effluent characterization" means, for whole effluent toxicity, establishing the baseline toxicity level by toxicity testing using multiple species on effluent samples taken over the seasons of one year. The effluent characterization toxicity test results shall also be used to determine the need for water quality-based whole effluent toxicity limits.

"Effluent screening tests" are full duration whole effluent toxicity tests that are conducted as a screen for toxicity in one hundred percent effluent or some other high concentration of effluent. No other effluent concentrations (except the control) are tested until toxicity has been detected in the effluent screening test.

"Hypothesis testing" means the mathematical technique for comparing the average response of the replicates of an effluent concentration to the average response of the control replicates at the end of a toxicity test in order to determine if there is a statistically significant difference in response within a level of certainty such as ninety-five percent or ninety-nine percent. For purposes of this chapter, Fisher's

Exact Test is used as a hypothesis test for analyzing survival in the cladoceran survival and reproduction test.

"IC₅₀" (inhibition concentration, fifty percent) means the effluent concentration estimated to cause a fifty percent reduction in a biological function in a toxicity test involving a series of dilutions of effluent.

"LC₅₀" (lethal concentration, fifty percent) means the effluent concentration estimated to cause death in fifty percent of the test organisms in a toxicity test involving a series of dilutions.

"Multiple species" toxicity testing means conducting separate toxicity tests using different species on the same effluent sample in order to assess its effect on a broad range of organisms such as fish, invertebrates, or plants.

"NOEC" means the "no observed effect concentration" which is the highest concentration of effluent in a toxicity test shown to have no statistically significant adverse effects when compared to an appropriate control.

"Point estimates" are estimates of the concentration of effluent resulting in a specified level of effect and are determined either graphically or statistically from the concentration-response relationship determined from a toxicity test having a series of dilutions.

"Rapid screening test" means a screening toxicity test on one hundred percent effluent or some other high concentration of effluent in order to detect unanticipated increases in toxicity. Examples of rapid screening tests include twenty-four hour EPA acute tests, acute toxicity tests using rotifers produced from cysts, bacterial bioluminescence tests, and two-day life cycle tests with rotifers.

"Reasonable potential" under this chapter means that the department has determined, in accordance with 40 CFR 122.44 (d)(v) and based on a whole effluent toxicity performance standard, that the effluent could cause in-stream toxicity in violation of WAC 173-201A-040(1).

"Species rotation" means the switching to a different toxicity test from the list in a discharge permit for each effluent monitoring sample according to a rotation schedule set by the department.

"Statistically significant" under this chapter means establishing that a difference in response between a control and an effluent concentration is likely due to toxicity and not variability. The statistical technique for making this determination shall be Fisher's Exact Test or a one-tailed hypothesis test specified or approved by the department. These hypothesis tests shall be conducted at the ninety-five percent confidence level although the department may approve tests at the ninety-nine percent confidence level if the statistical power of the test will not be adversely affected.

"Technology-based controls" means methods for the treatment, prevention, or control of pollutants such as best management practices, biological treatment, physical-chemical treatment, use of nontoxic process chemicals, secondary containment for spills, control of site run-on/run-off, equipment maintenance, equipment operation, implementing site-specific pollution prevention plans, and any other technique with the same goals.

"Toxicity identification/reduction evaluation" means the process for determining the effective control of effluent toxicity by identifying the toxicant and/or its source, and developing a method to reduce toxicity by source control or treatment.

"Toxicity test" means a direct measurement of the adverse effect of a substance in a controlled test using living organisms. In the context of this rule, "toxicity test" and "whole effluent toxicity test" are synonymous.

"Whole effluent toxicity" means the total toxic effect of an effluent measured directly with a toxicity test so that the interactions of all toxicants present in the effluent are assessed.

"Whole effluent toxicity performance standard" means a level of effluent toxicity that is consistently so much lower than is necessary to meet state water quality standards (chapter 173-201A WAC) that no reasonable potential exists to violate the water quality standards. For acute toxicity, the performance standard is the median survival in one hundred percent effluent being equal to or greater than eighty percent and no individual test result showing less than sixty-five percent survival in one hundred percent effluent. For chronic toxicity, the performance standard is no chronic toxicity test demonstrating a statistically significant difference in response between the control and a test concentration equal to the acute critical effluent concentration. For permittees that are ineligible for an approved mixing zone, the performance standard will equal or be close to equal (in the case of acute toxicity) the water quality-based effluent toxicity limit.

"Whole effluent toxicity test" means a toxicity test on an effluent.

NEW SECTION

WAC 173-205-030 Applicability. The requirements in this chapter shall apply to all NPDES permits issued by the department of ecology (department).

- (1) The department shall evaluate all NPDES permit applications in accordance with WAC 173-205-040 to determine if the discharge needs an effluent characterization for toxicity as described in WAC 173-205-050.
- (2) In accordance with WAC 173-205-050 and 173-205-130, the department shall describe in the permit the circumstances under which whole effluent toxicity limits will be applied to the discharge in order to meet:
- (a) The requirement for all known, available, and reasonable methods of prevention, control, and treatment of toxicants; or
 - (b) Appropriate water quality standards.
- (3) The determination to require or not to require whole effluent toxicity characterization in a permit shall be explained in the fact sheet of the permit prepared pursuant to WAC 173-220-060.
- (4) The department may delay effluent characterization for whole effluent toxicity for existing facilities that are under a compliance schedule in a permit, administrative order, or other legally enforceable mechanism to implement technology-based controls or to achieve compliance with water quality-based effluent limits.
- (5) The department may require whole effluent toxicity testing or rapid screening testing as a condition of permit application, as a condition of an NPDES permit, or as a regulatory order.
- (a) If an effluent characterization for whole effluent toxicity as described in WAC 173-205-050(1) has been conducted as a condition of permit application, then the

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permit issued in response to that application shall not contain a requirement for effluent characterization provided that all determinations required by this chapter can be made to the department's satisfaction.

- (b) If an effluent characterization for whole effluent toxicity which meets the requirements of WAC 173-205-050(1) has been conducted in a previous permit, permit application, or administrative order, then subsequent permits shall not contain a requirement for effluent characterization provided that all determinations required by this chapter can be made to the department's satisfaction and unless WAC 173-205-060 applies.
- (6) The department may conduct or require permittees to conduct toxicity tests on ambient water or may use or require permittees to use ambient water as dilution water in order to facilitate the determination of compliance with WAC 173-201A-100.
- (7) A toxicity test conducted on effluent samples taken by parties other than the permittee can be used to make any determination required by this chapter or in a permit issued in accordance with this chapter as long as all appropriate sampling, toxicity testing, and QA/QC requirements specified in the permit have been followed.
- (8) The department shall require permittees that have not been assigned a whole effluent toxicity limit because of the determination in WAC 173-205-050 (2)(a), or 173-205-120(1) to conduct as a part of the application for permit renewal at least one toxicity test on a fish, an invertebrate, and any appropriate plant unless the permittee has been monitoring with rapid screening tests required in accordance with WAC 173-205-120(2).
- (9) Permittees may conduct any toxicity test using a full dilution series provided that all of the testing and information requirements of this chapter and the permit are met, including using the statistical analysis specified in the permit.

NEW SECTION

- WAC 173-205-040 Determining the need for effluent characterization. (1) A discharge from a facility is considered to have a risk for aquatic toxicity and to need an effluent characterization for acute and chronic whole effluent toxicity if the facility or discharge meet any of the following criteria:
- (a) Uses, stores, produces as a product or waste, or transfers any hazardous substance listed in 40 CFR 302.4 with a statutory code of 1 or 2 (referring to Sections 311 (b)(4) or 307(a) of the Clean Water Act) unless:
- (i) The permittee demonstrates to the department's satisfaction that the facility is designed and managed so that these substances are kept physically separated at all times, including spills or any other accidental release, from any part of the wastewater collection, treatment, or discharge system; or
- (ii) The amount of any hazardous substance at the facility is never more than the statutory reportable quantity listed in 40 CFR 302.4;
- (b) Discharges in its effluent any toxic pollutant listed in Appendix D of 40 CFR Part 122 for which there are no water quality criteria for aquatic life protection listed in 40 CFR 131.36 (b)(1) or WAC 173-201A-040(3);

- (c) Belongs to an industry category identified in 40 CFR Part 122, Appendix A;
- (d) Is a municipal sewage collection and treatment system which receives a discharge from any industry category identified in 40 CFR Part 403, Appendix C;
- (e) Except for permittees with whole effluent toxicity limits or permittees that have no whole effluent toxicity limit because of the determination in WAC 173-205-120(1), any facility which exceeded the acute or chronic whole effluent toxicity performance standard within the last five years;
- (f) Any facility with suspected toxicity because of apparent damage to aquatic biota; or
- (g) Any other discharger that the department determines has the potential to discharge toxics in toxic amounts.
- (2) The following types of discharges are excluded from requirements for whole effluent toxicity characterization unless subsection (1) of this section applies:
- (a) Once-through noncontact cooling water without biocides;
 - (b) Drinking water treatment plant effluent;
 - (c) Dewatering of sand or gravel mining operations;
- (d) Sump pump discharges of ground water or rain water only;
 - (e) Construction dewatering;
- (f) Discharges from fish hatcheries and other aquaculture:
 - (g) Seafood processors; or
- (h) Any other discharge that the department determines does not have the potential to contain toxics in toxic amounts.
- (3) A chronic whole effluent toxicity characterization is not necessary in any permit if the effluent has been or will be characterized for acute whole effluent toxicity and if the discharge receives at least one thousand to one dilution at the edge of a mixing zone assigned in accordance with WAC 173-201A-100.

NEW SECTION

- WAC 173-205-050 Effluent testing for toxicity. (1) The department shall require dischargers meeting the risk definition of WAC 173-205-040(1) to characterize the effluent for toxicity during permit application or during the first year of the permit term.
- (a) Each effluent sample during effluent characterization shall be tested for toxicity using multiple species which shall at a minimum include a fish, an invertebrate, and, if deemed appropriate by the department, a plant.
- (b) The sampling frequency during effluent characterization and compliance monitoring shall be at least twice per year and sampling shall be timed to cover the seasonal extremes of the year such as wet-dry or cold-hot.
- (c) The duration of an acute toxicity test performed for effluent characterization or compliance monitoring shall be forty-eight hours for an invertebrate and ninety-six hours for a fish.
- (d) For effluent characterization and compliance monitoring, the department shall use toxicity tests published in 40 CFR Part 136, in EPA toxicity test manuals, or those methods approved by the department considering the following criteria:

- (i) The existence of a detailed written description of the test method;
 - (ii) Interlaboratory comparisons of the method;
- (iii) Adequate testing with complex wastes such as wastewater:
- (iv) Measurement of an effect that is clearly adverse to the production of the species such as reduced survival or growth, abnormal development, or failed reproduction; and
- (v) Use of test organisms that represent taxonomic families native to the state.
- (e) Toxicity testing for effluent characterization under this section, compliance monitoring as described in WAC 173-205-070, and additional monitoring as described in WAC 173-205-090 or 173-205-120 (2)(d) shall be performed by laboratories accredited by the department for the specific toxicity test in accordance with chapter 173-50 WAC.
- (f) Upon request, the department may approve the performance of toxicity tests for effluent characterization or compliance monitoring for publicly owned treatment works discharging less than one-half million gallons per day and small businesses as defined in RCW 43.31.025(4) as effluent screening tests using one hundred percent effluent for the acute toxicity tests and the acute critical effluent concentration for the chronic toxicity tests.
- (i) If an acute one hundred percent effluent screening test demonstrates less than eighty percent survival, the test shall be repeated as soon as possible on a fresh sample using the full dilution series test described in the permit or regulatory order.
- (ii) The chronic screening tests shall be expected to have no statistically significant difference in response between the acute critical effluent concentration and the control using the method in Appendix H of EPA/600/4-89/001 or an equivalent method approved by the department, or the test shall be repeated as soon as possible on a fresh sample using the full dilution series test described in the permit or regulatory order. The chronic effluent screening tests shall also meet the chronic statistical power standard.
 - (2) Effluent characterization shall be used to establish:
- (a) Whether a reasonable potential under 40 CFR 122.44 (d)(v) for acute or chronic toxicity exists which would require a whole effluent toxicity limit.
- (i) If at the end of effluent characterization the median survival in one hundred percent effluent is less than eighty percent, or if any individual test result shows less than sixty-five percent survival in one hundred percent effluent, then a reasonable potential for acute conditions in the receiving water has been demonstrated, and the whole effluent acute toxicity limit described in WAC 173-205-070 shall be applied to the discharge.
- (ii) If during effluent characterization any chronic toxicity test using the method in Appendix H of EPA/600/4-89/001 or an equivalent method approved by the department demonstrates a statistically significant difference in response between the control and the acute critical effluent concentration, then a reasonable potential for chronic conditions in the receiving water has been demonstrated, and the whole effluent chronic toxicity limit described in WAC 173-205-070 shall be applied to the discharge.
- (iii) If the acute critical effluent concentration is unknown during effluent characterization, all chronic toxicity

- tests shall determine the NOEC for comparison to the acute critical effluent concentration when it becomes available.
- (A) The determination of these NOECs shall comply with the chronic statistical power standard.
- (B) If effluent characterization is completed and neither the acute critical effluent concentration nor the chronic critical effluent concentration is known, then the department may require the permittee to continue the toxicity testing as conducted in effluent characterization except using single species tests rather than multiple species tests.
- (b) The permittee shall analyze the toxicity test data during effluent characterization to establish a baseline toxicity level by calculating appropriate point estimates such as the LC_{50} , the IC_{50} , or the EC_{50} .

- WAC 173-205-060 Additional effluent characterizations. (1) A permittee that has not been assigned a whole effluent toxicity limit because of attaining the performance standards described in WAC 173-205-050 (2)(a) or 173-205-120(1) will not be required to conduct a new effluent characterization in accordance with WAC 173-205-050(1) unless the department determines that:
- (a) The permittee has made changes to processes, materials, or treatment that could result in an increase in effluent toxicity.
- (b) A municipal sewage collection and treatment system has experienced the addition of any new source as defined in 40 CFR 403.3(k) that belongs in any industry category identified in 40 CFR Part 403, Appendix C and cannot demonstrate that the new source is nontoxic or that the pretreatment program and local limits are adequate to control toxicity from the new source.
- (c) The average dry weather flow volume has changed by ten percent or more due to changes in plant processes, production changes, or increases in the number of users. Changes in flow volume due to water conservation measures would not indicate a need for a new characterization unless this resulted in a final effluent containing a higher concentration of potentially toxic pollutants.
- (2) It is the responsibility of the permittee to demonstrate to the department's satisfaction that no change has occurred to the facility which would cause or increase effluent toxicity.
- (a) The permittee must make this demonstration as soon as possible after any change listed in subsection (1) of this section has occurred but under no circumstances later than the time of application for permit renewal.
- (b) Toxicity testing by the permittee shall be accepted as a demonstration that such facility changes have not increased effluent toxicity providing that the department has approved the number and types of toxicity tests performed.
- (c) The department may accept other demonstrations that toxicity has not increased based on other scientific disciplines such as chemistry.
- (3) An increase in effluent toxicity is assumed to have occurred and a new effluent characterization shall be required if toxicity in excess of a performance standard has been demonstrated during:
- (a) Toxicity testing conducted in accordance with WAC 173-205-030(8); or

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- (b) Toxicity testing conducted in response to a rapid screening test as required by WAC 173-205-120 (2)(d).
- (4) A permittee does not need a new effluent characterization for acute or chronic toxicity if the discharge is being routinely monitored for compliance with a whole effluent toxicity limit using species rotation. This determination only applies to the type of toxicity (acute or chronic) covered by the whole effluent toxicity limit.
- (5) A permittee may be required to further characterize effluent toxicity if a new toxicity test method has been approved pursuant to WAC 173-205-050 (1)(d) that, in the opinion of the department, should replace one of or supplement an existing toxicity test in the permit because it:
 - (a) May be more sensitive to effluent toxicity; or
- (b) Has a closer ecological or taxonomic relationship to receiving water species.
- (6) Only the new toxicity test method is needed for effluent characterization in the case of a new toxicity test being approved.

WAC 173-205-070 Monitoring for compliance with whole effluent toxicity limits. (1) A discharge is in compliance with the narrative water quality standard for acute toxicity when the most recent acute toxicity test has shown no statistically significant difference in response between the acute critical effluent concentration and a control.

- (a) Acute toxicity testing shall be performed using one hundred percent effluent, the acute critical effluent concentration, and a control.
- (b) The acute critical effluent concentrations in a whole effluent toxicity test shall be compared to the control using the method in Appendix H of EPA/600/4-89/001 or an equivalent method approved by the department.
- (c) If a statistically significant difference in response is determined between the control and the acute critical effluent concentration in an acute toxicity test, then the effluent has failed the test for compliance with the whole effluent acute toxicity limit and the permittee shall immediately begin the process described in WAC 173-205-090.
- (d) The compliance test for acute toxicity shall be considered to be a maximum daily discharge permit limitation
- (2) A discharge is in compliance with the narrative water quality standard for chronic toxicity when the most recent chronic toxicity test has shown no statistically significant difference in response between the chronic critical effluent concentration and a control.
- (a) Chronic toxicity testing shall be performed using the acute critical effluent concentration, the chronic critical effluent concentration, and a control.
- (b) The chronic critical effluent concentrations in a whole effluent toxicity test shall be compared to the control using the method in Appendix H of EPA/600/4-89/001 or an equivalent method approved by the department.
- (c) If a statistically significant difference in response is determined between the control and the chronic critical effluent concentration in a chronic toxicity test, then the effluent has failed the test for compliance with the whole effluent chronic toxicity limit and the permittee shall

- immediately begin the process described in WAC 173-205-090.
- (d) The compliance test for chronic toxicity shall be considered to be a maximum daily discharge permit limitation.
- (3) During compliance monitoring, the one hundred percent effluent concentration in an acute test and the acute critical effluent concentration in a chronic test shall be performed in order to assess the attainment of the performance standards in accordance with WAC 173-205-120(1).
- (4) Toxicity tests conducted for monitoring for compliance with whole effluent toxicity limits shall meet, as appropriate, the acute or chronic statistical power standards. If a whole effluent toxicity test does not meet appropriate statistical power standard, then the effluent shall immediately be resampled and the toxicity test repeated with the number of replicates increased in order to meet the statistical power standard.
- (5) The permittee shall provide the department with all information and records required in the permit in order to evaluate toxicity test results to determine their adequacy for effluent characterization, compliance monitoring, effluent screening tests, or rapid screening tests.
- (a) The result of the most recent reference toxicant test conducted by the laboratory for that toxicity test method shall accompany each whole effluent toxicity test result.
- (b) Every reference toxicant test shall be conducted on a minimum of five dilutions.
- (c) The response in all replicates at every effluent concentration and the control shall be reported for all tests analyzed by hypothesis testing so that the department can check for compliance with statistical power standards and for anomalous test results which should not be used for the compliance determinations in this chapter.

NEW SECTION

- WAC 173-205-080 Samples for whole effluent toxicity testing. (1) All samples taken for whole effluent toxicity testing shall be handled as specified in the permit and in any EPA manuals referenced in the permit.
- (a) No attempts shall be made before or during the whole effluent toxicity test to modify the sample to remove or otherwise change any toxicant except as provided in subsection (3) of this section.
- (b) Except as provided in subsection (3) of this section, no attempts shall be made before or during the whole effluent toxicity test to adjust the hardness, dissolved oxygen, pH, or any other physical or chemical property of the sample, dilution water, or test solutions except as required in the toxicity test method, in the permit, or in appropriate EPA manuals.
- (c) For those permittees who received permits prior to the effective date of this chapter, the department may approve in writing the request of a permittee to modify samples, dilution water, or test solutions as long as such modifications meet the intent of this chapter.
- (2) Except as provided in subsection (3) of this section, the department shall require that samples for whole effluent toxicity testing be taken just before the chlorinator for dischargers who meet all of the following:

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- (a) Add chlorine to treated effluent for the purpose of disinfection;
- (b) Have received effluent limits based on the water quality criteria for chlorine; and
- (c) Are developing or implementing plans to achieve compliance with the chlorine limits.
- (3) If any permittee has begun implementing a plan to install dechlorination, then the sample may, as specified by the department, be chemically dechlorinated by a similar method before whole effluent toxicity testing.
- (4) The whole effluent toxicity test shall be run on an unmodified sample of final effluent if the effluent can meet effluent limits based on the water quality criteria for chlorine.

WAC 173-205-090 Response to noncompliance with whole effluent toxicity limits. (1) If a toxicity test result fails the compliance test described in WAC 173-205-070, then the permittee shall take a new sample as soon as possible for retesting and begin additional monitoring unless the permittee chooses the option in subsection (4) of this section.

- (a) If the noncompliance was with an acute toxicity limit, the additional monitoring shall be conducted weekly for four weeks using the same toxicity test as in the failed compliance test or shall be conducted on the next four discharge events in the case of an intermittent discharge.
- (b) If the noncompliance was with a chronic toxicity limit, the additional monitoring shall be conducted monthly for three months using the same toxicity test as in the failed compliance test or shall be conducted on the next three discharge events in the case of an intermittent discharge.
- (c) This additional monitoring shall be conducted the same as in effluent characterization and shall determine the LC_{50} , IC_{50} , or EC_{50} , as appropriate, and measure compliance with the permit limit.
- (d) If the permittee believes that the compliance test failure will be identified by the department as an anomalous test result in accordance with WAC 173-205-070 (5)(c), the permittee may send the department notification with the compliance test result that the compliance test result might be anomalous and that the permittee intends to take only one additional sample for toxicity testing and wait for notification from the department before completing the additional monitoring required in this subsection.
- (i) The notification must identify the reason for considering the compliance test result to be anomalous.
- (ii) The permittee shall take the additional sample and retest as soon as possible after receiving the compliance test result.
- (iii) The additional test result shall replace the compliance test result upon determination by the department that the compliance test result was anomalous.
- (iv) The permittee shall complete all of the additional monitoring required by this subsection as soon as possible after notification by the department that the compliance test result was not anomalous.
- (v) If the additional sample fails the compliance test, then the permittee shall proceed without delay to complete all of the additional monitoring required by this subsection.

- (e) The department may determine any compliance test result to be anomalous regardless of whether it was accompanied by permittee notification that it may be anomalous.
- (f) The department may notify a permittee to take another sample for toxicity testing because a compliance test result was anomalous and could not be used to determine compliance in accordance with this section.
- (2) Any permittee failing the compliance test for a whole effluent toxicity limit shall take all reasonable actions to achieve compliance including conducting a toxicity identification/reduction evaluation as defined in WAC 173-205-100.
- (3) The discharger shall return to the original monitoring frequency after conducting the additional monitoring described in subsection (1) of this section.
- (4) The permittee may proceed directly to a toxicity identification/reduction evaluation and not perform the additional testing.

NEW SECTION

WAC 173-205-100 Toxicity identification/reduction evaluations. (1) If only the routine compliance monitoring toxicity test which initiated the additional monitoring described in WAC 173-205-090 fails the compliance test, then the toxicity can be considered as transient and the discharger shall:

- (a) Search all recent facility records which might explain the transient toxicity (operating records, monitoring results, inspection records, spill reports, weather records, production records, etc.); and
- (b) Submit a report to the department on the possible causes and preventive measures for the transient toxicity within thirty days of the last additional sample.
- (2) If any toxicity test fails the compliance test described in WAC 173-205-070 during the additional monitoring conducted in accordance with WAC 173-205-090(1), then the permittee shall submit a plan to the department within sixty days of the last additional sample for a toxicity identification/reduction evaluation.
- (a) As a part of this plan, the permittee may request that the department allow up to six months before beginning the investigation outlined in the EPA manuals for facility personnel to attempt to control the most likely sources of toxicity through efforts such as changes in plant operation, replacement of a toxic material used in the facility, or improvement of best management practices.
 - (i) The department shall approve the request in writing.
- (ii) The department approval may be sent to the permittee before completion of the review of the toxicity identification/reduction evaluation plan.
- (b) The toxicity identification/reduction evaluation plan shall be based on procedures in the latest versions of the EPA guidance documents for conducting toxicity reduction evaluations or toxicity identification evaluations.
- (i) The toxicity identification/reduction evaluation plan need not include any procedure from the EPA manuals that is not necessary to the goal of controlling the discharge of whole effluent toxicity by the permittee.
- (ii) The department may approve any modifications or additions to the EPA procedures that will improve the ability to identify or reduce toxicity.

Permanent [146]

- (c) The permittee shall submit to the department a toxicity identification/reduction evaluation plan revised in accordance with department comments within thirty days after receipt of department comments.
- (3) The permittee shall implement the toxicity identification/reduction evaluation plan immediately upon notification by the department of plan approval.
- (4) The department may allow a reduction in compliance monitoring for whole effluent toxicity limits during a toxicity identification/reduction evaluation if:
- (a) Effluent toxicity is being regularly measured and reported to the department; and
- (b) The department determines that the toxicity identification/reduction evaluation is being conducted in a timely manner.

NEW SECTION

- WAC 173-205-110 Interruption of a toxicity identification/reduction evaluation. (1) If, in performing a toxicity identification/reduction evaluation, four consecutive acute or chronic toxicity samples taken over at least one month are not sufficiently toxic to perform the toxicity identification/reduction evaluation, then the department may approve the interruption of the toxicity identification/reduction evaluation and require that:
- (a) The permittee returns to the monitoring frequency specified in the permit.
- (b) Sufficient sample volume be taken each time to allow the lab to perform both a toxicity test and begin a toxicity identification/reduction evaluation.
- (c) The extra sample shall be stored at four degrees Celsius in the dark while the toxicity test is being performed.
- (d) A toxicity identification/reduction evaluation shall begin as soon as the whole effluent toxicity test demonstrates noncompliance with the limit.
- (e) Samples may be discarded from storage after completion of the toxicity test if the whole effluent toxicity limit was not violated.
- (2) If toxicity testing shows compliance with whole effluent toxicity limits for one year after interruption of the toxicity identification/reduction evaluation, then the permittee may cease taking the extra sample.

NEW SECTION

- WAC 173-205-120 Permit limit removed for attainment of a whole effluent toxicity performance standard. (1) Whole effluent toxicity limits assigned pursuant to WAC 173-205-050(2) are eligible for removal upon permit renewal if:
- (a) The permittee has demonstrated compliance with the whole effluent toxicity performance standard associated with that limit for a minimum of three consecutive test years following effluent characterization or for an entire subsequent permit term; and
- (b) The permittee has not made any changes within the last three years which would otherwise require additional effluent characterization pursuant to WAC 173-205-060.
- (2) The department may condition the nonassignment of a whole effluent toxicity limit for a permittee that has attained a performance standard described in WAC 173-205-

- 050 (2)(a), or subsection (1) of this section on routine monitoring with a rapid screening test.
- (a) Before making such condition, the department shall consider the potential for treatment system upsets, control equipment failures, spills, accidental releases to the wastewater system, and any other event which could result in a toxic discharge.
- (i) Chemical monitoring may be required to assess increases in effluent toxicity if it:
- (A) Can account for the potential sources of toxicity;
- (B) Is associated with water quality-based effluent limits or any other permit mechanism that requires a response to increases in effluent toxicity.
- (ii) Rapid screening tests shall be required if the department determines there is the potential for an event at the facility which could result in a toxic discharge that would otherwise go unnoticed.
- (b) Rapid screening tests for acute toxicity shall be expected to have a maximum mortality proportion of twenty hundredths in one hundred percent effluent.
- (i) The mortality proportion shall be calculated by subtracting the number of test organisms living in one hundred percent effluent at the end of the test from the number of test organisms living in the control and dividing the result by the number of test organisms living in the control.
- (ii) The one hundred percent effluent test concentration and the control shall have equal numbers of test organisms.
- (c) Rapid screening tests for chronic toxicity shall be expected to have no statistically significant difference in response between the acute critical effluent concentration and the control using the method in Appendix H of EPA/600/4-89/001 or an equivalent method approved by the department. Rapid screening tests for chronic toxicity must meet the chronic statistical power standard.
- (d) Whenever a rapid screening test result fails to achieve the standard of (b) or (c) of this subsection, the permittee shall be required to immediately retest with all of the acute or chronic toxicity tests used in the last permit with whole effluent toxicity testing.
- (e) The results of the acute or chronic toxicity tests conducted in response to a rapid screening test shall be evaluated by the department to determine the need for new whole effluent toxicity characterization requirements in the next permit or the need for immediate administrative orders to implement the regulatory process which begins in WAC 173-205-090.
- (f) All rapid screening tests shall be performed by laboratories accredited by the department in accordance with chapter 173-50 WAC.

NEW SECTION

WAC 173-205-130 Performance-based limits for acute whole effluent toxicity. (1) In accordance with RCW 90.48.520 and 40 CFR 122.44(e), the department shall evaluate all applications for an NPDES permit to determine whether the applicant is applying all known, available, and reasonable methods of prevention, control, and treatment of toxicants.

- (2) The department may place the whole effluent toxicity performance standard for acute toxicity into permits as a limit on a case-by-case basis pursuant to 40 CFR § 125.3 (d)(3).
- (a) In determining compliance with an acute whole effluent toxicity limit based on the performance standard, a minimum of three toxicity tests shall be used in calculating the median.
- (b) For the first two toxicity tests conducted to determine compliance with the performance standard-based acute whole effluent toxicity limit, compliance shall be determined as a minimum of sixty-five percent survival in one hundred percent effluent.
- (3) The department may establish performance-based limits for whole effluent toxicity for an entire category of dischargers. Any such limit applied to an entire category of dischargers shall be accomplished by rule making.

WSR 93-20-113 PERMANENT RULES DEPARTMENT OF HEALTH

[Filed October 6, 1993, 9:43 a.m.]

Date of Adoption: September 16, 1993.

Purpose: To establish rules for adjudicative proceedings authorized by boards having disciplinary authority.

Statutory Authority for Adoption: RCW 18.130.050. Pursuant to notice filed as WSR 93-16-097 on August 4, 1993.

Effective Date of Rule: Thirty-one days after filing.
October 5, 1993

Patricia O. Brown, RN, MSN Executive Director, WSBN

NEW SECTION

WAC 246-839-745 Adjudicative proceedings. The board adopts the model procedural rules for adjudicative proceedings as adopted by the department of health and contained in chapter 246-11 WAC, including subsequent amendments.

WSR 93-20-001 EMERGENCY RULES DEPARTMENT OF FISHERIES

[Order 93-104-Filed September 22, 1993, 2:42 p.m.]

Date of Adoption: September 22, 1993. Purpose: Commercial fishing regulations.

Citation of Existing Rules Affected by this Order:

Amending WAC 220-52-040.

Statutory Authority for Adoption: RCW 75.08.080.

Pursuant to RCW 34.05.350 the agency for good cause finds that immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.

Reasons for this Finding: The purpose of gear inspection has been to help control the 100 pot limit and eliminate unlawful gear. A new crab gear rule effective this season, requiring unique buoy brands for each license, will make it easier to enforce the 100 pot limit on the water. Much of the gear that would not pass inspection in earlier years is now legal or has been removed from the fishery. A decision has therefore been made to discontinue the commercial crab gear inspection in 1993 in favor of concentrating more effort on inseason enforcement.

Effective Date of Rule: Immediately.

September 22, 1993

Judith Freeman

Deputy
for Robert Turner

Director

NEW SECTION

WAC 220-52-04000A Crab fishery—Lawful and unlawful. Notwithstanding the provisions of WAC 220-52-040, effective immediately until further notice, a current Puget Sound Crab Pot and Buoy Brand Certificate is not required to harvest or sell crab taken from Puget Sound waters.

WSR 93-20-002 EMERGENCY RULES DEPARTMENT OF FISHERIES

[Order 93-105—Filed September 22, 1993, 2:44 p.m.]

Date of Adoption: September 22, 1993.

Purpose: Personal use rules.

Citation of Existing Rules Affected by this Order: Repealing WAC 220-56-19000U; and amending WAC 220-56-190.

Statutory Authority for Adoption: RCW 75.08.080.

Pursuant to RCW 34.05.350 the agency for good cause finds that immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.

Reasons for this Finding: Catch Areas 2, 3, and 4 are closed effective 11:59 p.m. September 23, 1993, in response to conservation concerns for Puget Sound and Washington coastal coho stocks. These changes are in accordance with the recommendation of the Pacific Fisheries Management Council.

Effective Date of Rule: Immediately.

September 22, 1993
Judith Freeman
Deputy
for Robert Turner
Director

NEW SECTION

WAC 220-56-19000V Coastal salmon - Saltwater seasons and bag limits. Notwithstanding the provisions of WAC 220-56-180 and WAC 220-56-190, effective immediately until further notice it is unlawful to fish for or possess salmon taken for personal use from Catch Record Card Areas 1, 2, 3 and 4, except as provided for in this section:

- (1) Areas and times open to salmon angling are as follows:
- (a) Catch Record Card Area 4 waters west of the Bonilla-Tatoosh line are closed.
- (b) Catch Record Card Area 4 waters east of the Bonilla-Tatoosh line open through 11:59 p.m. September 23. Bag limit F.
- (c) Catch Record Card Area 3 open through 11:59 p.m. September 23. Closed to salmon angling each Friday and Saturday. Bag limit F except that no more than six salmon may be retained in any seven consecutive days.
- (d) Catch Record Card Area 2 open through 11:59 p.m. September 23, Closed to salmon angling each Friday and Saturday. Bag limit F except that no more than four salmon may be retained in any seven consecutive days.
- (e) Catch Record Card Area 1, excluding waters of the Columbia River Mouth Conservation Zone 1 (as defined in WAC 220-56-195) open September 12 through September 23 and September 26 through September 30 only. Bag limit F except that no more than four salmon may be retained in any seven consecutive days.
- (2) Terminal gear is limited to single point barbless hooks only.

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 220-56-19000U

Coastal salmon-saltwater seasons and bag limits (93-94).

WSR 93-20-003 EMERGENCY RULES DEPARTMENT OF FISHERIES

[Order 93-106—Filed September 22, 1993, 2:47 p.m., effective September 23, 1993, 11:59 p.m.]

Date of Adoption: September 22, 1993.

Purpose: Personal use rules.

Citation of Existing Rules Affected by this Order: Repealing WAC 220-57-42500A; and amending WAC 220-57-425.

Statutory Authority for Adoption: RCW 75.08.080.

Pursuant to RCW 34.05.350 the agency for good cause finds that immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.

Reasons for this Finding: Run size update information indicates the run of Skagit River wild coho salmon will be below the escapement goal, and conservation measures are necessary to protect this stock.

Effective Date of Rule: September 23, 1993, 11:59 p.m. September 22, 1993 Judith Freeman Deputy for Robert Turner Director

NEW SECTION

WAC 220-57-42500B Skagit River. Notwithstanding the provisions of WAC 220-57-425, effective 11:59 p.m. September 23, 1993 through October 31, 1993, it is unlawful to fish for or possess salmon taken in those waters of the Skagit River.

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 220-57-42500A Skagit River. (93-61)

WSR 93-20-022 **EMERGENCY RULES** DEPARTMENT OF FISHERIES

[Order 93-111—Filed September 24, 1993, 3:35 p.m.]

Date of Adoption: September 24, 1993.

Purpose: Personal use rules.

Citation of Existing Rules Affected by this Order: Repealing WAC 220-56-19000W; and amending WAC 220-56-190.

Statutory Authority for Adoption: RCW 75.08.080.

Pursuant to RCW 34.05.350 the agency for good cause finds that immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.

Reasons for this Finding: Catch Areas 1, 2, 3, and 4 are closed effective 11:59 p.m. September 23 in response to conservation concerns for Puget Sound and Washington coastal coho stocks. These changes are in accordance with the recommendation of the Pacific Fisheries Management Council.

Effective Date of Rule: Immediately.

September 24, 1993 Robert Turner Director

NEW SECTION

WAC 220-56-19000W Coastal salmon - Saltwater seasons and bag limits. Notwithstanding the provisions of WAC 220-56-180 and WAC 220-56-190, effective immediately until further notice it is unlawful to fish for or possess salmon taken for personal use from Catch Record Card Areas 1, 2, 3 and 4.

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 220-56-19000V

Coastal salmon-saltwater seasons and bag limits (93-105).

WSR 93-20-023 **EMERGENCY RULES DEPARTMENT OF FISHERIES**

[Order 93-110-Filed September 24, 1993, 3:36 p.m., effective September 25, 1993, 12:01 a.m.]

Date of Adoption: September 24, 1993. Purpose: Commercial fishing regulations.

Citation of Existing Rules Affected by this Order: Repealing WAC 220-47-908.

Statutory Authority for Adoption: RCW 75.08.080.

Pursuant to RCW 34.05.350 the agency for good cause finds that immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.

Reasons for this Finding: Restrictions in Areas 6, 7, and 7A provide protection for United States and Canadian origin chinook stocks. Openings in Area 6D will be delayed until further notice to protect Dungeness River-origin pink salmon stocks. Opening in Area 7B provides opportunity to harvest nontreaty allocation of coho salmon destined for the Nooksack-Samish region of origin. The gillnet mesh size restriction and purse seine chinook release requirement, and in-season area restrictions, are necessary to reduce chinook impacts. Opening in Area 9A provides opportunity to harvest nontreaty share of Hood Canal hatchery-origin coho. Openings for the week of September 26 - October 2 in Areas 10 and 11 are cancelled until further notice due to insufficient harvestable numbers in the nontreaty share of coho in the south Puget Sound area of origin. The Area 12A fishery is closed until further notice to eliminate impacts to summer chum stocks in that fishery. All other Puget Sound areas are closed to prevent overharvest of local salmon stocks.

Effective Date of Rule: September 25, 1993, 12:01 a.m. September 24, 1993 Robert Turner

Director

NEW SECTION

WAC 220-47-909 Puget Sound all-citizen commercial salmon fishery. Notwithstanding the provisions of Chapter 220-47 WAC, effective 12:01 a.m. Saturday September 25th, 1993 until further notice, it is unlawful to take, fish for, or possess salmon or Atlantic salmon for commercial purposes taken from the following Puget Sound Salmon Management and Catch Reporting Areas except in accordance with the following open periods and mesh and area restrictions:

- Areas 6, 7, and 7A Gill net gear restricted to 5-inch minimum, 6-inch maximum mesh when open.
- Area 7B Gillnets using 5-inch minimum, 6-inch maximum mesh and purse seines using the 5-inch strip may fish from 6:00 a.m. Saturday September 25 to 4:00 p.m. Friday October 22. Purse seines must release all chinook. In addition to the exclusion zones described in WAC 220-47-307, Area 7B is closed south of a line projected from Governors Point to the most northerly point of Vendovi Island.
- Area 9A Will be open to gillnets and skiff gillnets using 5-inch minimum mesh from 6:00 a.m. Monday September 27 through 4:00 p.m. Friday October 1.
- Areas 4B, 5, 6A, 6B, 6C, 6D, 7C, 7D, 7E, 8, 8A, 8D, 9, 10, 10A, 10C, 10D, 10E, 10F, 10G, 11, 11A, 12, 12A, 12B, 12C, 12D, 13, 13A, 13C, 13D, 13E, 13F, 13G, 13H, 13I, 13J, and 13K, all freshwater areas, and exclusion zones provided for in WAC 220-47-307 except as modified herein - Closed.

REPEALER

The following section of the Washington Administrative Code is repealed effective 11:59 p.m. September 24, 1993:

WAC 220-47-908

Puget Sound all-citizen commercial salmon fishery. (93-101)

WSR 93-20-024 **EMERGENCY RULES** DEPARTMENT OF FISHERIES

[Order 93-109-Filed September 24, 1993, 3:37 p.m., effective September 26, 1993, 6:00 p.m.]

Date of Adoption: September 24, 1993.

Purpose: Commercial fishing regulations.

Citation of Existing Rules Affected by this Order: Repealing WAC 220-33-01000R; and amending WAC 220-33-010.

Statutory Authority for Adoption: RCW 75.08.080.

Pursuant to RCW 34.05.350 the agency for good cause finds that immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.

Reasons for this Finding: Harvestable numbers of fall chinook and coho salmon are available in the Columbia River. This rule is consistent with the actions of the

September 23, 1993, meeting of the Columbia River Compact.

Effective Date of Rule: September 26, 1993, 6:00 p.m. September 24, 1993 Robert Turner Director

NEW SECTION

WAC 220-33-01000S Columbia River salmon seasons below Bonneville. Notwithstanding the provisions of WAC 220-33-010, 220-33-020, and 220-33-030, it is unlawful for a person to take or possess salmon, shad or sturgeon taken for commercial purposes from Columbia River SMCRA 1A, 1B, 1C, 1D and 1E except as provided in the following subsections.

FISHING PERIODS

(1) 6:00 p.m. September 26, 1993 to 6:00 p.m. September 30, 1993, and 6:00 p.m. October 3, 1993 to 6:00 p.m. October 6, 1993 in SMCRA 1A, 1B, 1C, 1D and 1E.

GEAR

- (2) It is unlawful to fish for salmon, shad and sturgeon with gill net gear that:
 - (a) exceeds 1,500 feet in length along the corkline;
 - (b) is constructed of monofilament webbing; and
- (c) has lead or weight on the leadline that exceeds two pounds in any one fathom, measurement to be taken along the corkline of the net; and
- (d) the mesh size is less than 5 inches or greater than 9 1/4 inches stretch measure.
 - (3) It is unlawful to gaff a sturgeon.
- (4) White sturgeon less than 48 inches or greater than 66 inches may not be retained for commercial purposes and shall be returned immediately to the water.

SANCTUARIES

(4) During the season provided for in subsection 1 of this section, the following sanctuaries, as defined in WAC 220-33-005, are closed to fishing:

Abernathy Creek

Grays River

Cowlitz River

Elokomin-B

Kalama-B

Lewis-B

Gnat Creek

Big Creek and

all tributaries flowing into the Columbia River.

REPEALER

Effective 12:01 a.m. September 25, 1993, the following section of the Washington Administrative Code is repealed:

WAC 220-33-01000R Columbia River salmon seasons below Bonneville (93-102)

WSR 93-20-025 **EMERGENCY RULES** DEPARTMENT OF FISHERIES

[Order 93-108—Filed September 24, 1993, 3:40 p.m.]

Date of Adoption: September 24, 1993.

Purpose: Commercial fishing regulations.

Citation of Existing Rules Affected by this Order: Repealing WAC 220-32-05100C; and amending WAC 220-32-051.

Statutory Authority for Adoption: RCW 75.08.080.

Pursuant to RCW 34.05.350 the agency for good cause finds that immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.

Reasons for this Finding: Harvestable numbers of fall chinook are available in the area between Bonneville Dam and McNary Dam. This rule is consistent with the decision of the September 23, 1993, meeting of the Columbia River Compact.

Effective Date of Rule: Immediately.

September 24, 1993 Robert Turner Director

NEW SECTION

WAC 220-32-05100D Columbia River salmon seasons above Bonneville. (1) Notwithstanding the provisions of WAC 220-32-051 and 220-32-052, 220-32-053, 220-32-056, 220-32-057, and 220-32-058, effective immediately, it is unlawful for a person to take or possess salmon, shad or sturgeon taken for commercial purposes from Columbia River Salmon Management and Catch Reporting Areas 1F, 1G or 1H, except those individuals possessing treaty fishing rights under the Yakima, Warm Springs, Umatilla or Nez Perce treaties may fish or possess salmon, sturgeon and shad under the following provisions:

(a) Open for salmon and shad: 6 a.m. September 27, 1993 to 6 p.m. October 2, 1993.

Sturgeon may be retained only for subsistence purposes.

- (b) Open area: SMCRA 1F, 1G, and 1H
- (c) Mesh: no mesh restriction
- (2) Notwithstanding the provisions of WAC 220-32-058, closed area at the mouth of:
- (a) Hood River is those waters along the Oregon side of the Columbia River and extends to mid-stream at right angles to the thread of the Columbia River between markers located approximately 0.85 miles downriver from the west bank at the end of the breakwall at the west end of the port of Hood River and 1/2 mile upriver from the east bank.
- (b) Herman Creek is those waters upstream from a line between deadline markers near the mouth. One marker is located on the east bank piling and the other is located on the west bank to the north of the boat ramp.
- (c) Deschutes River is those waters of the Columbia River extending to midstream at right angles to the thread of the Columbia River between points one-half mile upstream from the eastern shoreline to one mile downstream from the western shoreline.
- (d) Umatilla River is those waters of the Columbia River extending to midstream at right angles to the thread of the Columbia River between points one-half mile upstream from the eastern shoreline to one mile downstream from the western shoreline.

- (e) Big White Salmon River is those waters of the Columbia River extending to midstream at right angles to the thread of the Columbia River between a marker located one-half mile downstream from the west bank upstream to light "35".
- (f) Wind River is those waters of the Columbia River extending to midstream at right angles to the thread of the Columbia River between markers located 1 1/4 miles downstream from the west bank and 1/2-mile upstream from the east bank
- (g) Klickitat River is those waters of the Columbia River extending to midstream at right angles to the thread of the Columbia River between the downstream margin of Lyle Landing downstream to a marker located near the railroad tunnel approximately 1 1/8 miles downstream from the west bank.
- (h) Little White Salmon River is those waters of the Columbia River extending to midstream at right angles to the thread of the Columbia River between Light "27" upstream to a marker located approximately one-half mile upstream from the eastern shoreline.
- (i) Spring Creek is those waters of the Columbia River extending to midstream at right angles to the thread of the Columbia River between points one-half mile upstream from the eastern shoreline of the hatchery fishway to one and one-half mile downstream from the western shoreline of the hatchery fishway.
- (3) Notwithstanding the provisions of WAC 220-22-010, during the open periods in subsection (1):
- (a) Area 1F (Bonneville Pool) includes those waters of the Columbia River upstream from the Bridge of Gods, and downstream from the west end of the 3 mile rapids located approximately 1.8 miles below the Dalles Dam.
- (b) Area 1G includes those waters of the Columbia River upstream from a line drawn between a deadline marker on the Oregon shore located approximately 3/4 mile above the Dalles Dam fishway exit, thence at a right angle to the the thread of the river to a point in midriver, then downstream to Light "1" on the Washington shore, and downstream from Preacher's Eddy light below John Day Dam.
- (c) Area 1H includes those waters of the Columbia River upstream from a fishing boundary marker approximately one-half mile above the John Day River, Oregon, extending at a right angle across the thread of the river to a point in midriver, then downstream to a fishing boundary marker on the Washington shore approximately opposite the mouth of the John Day River, and downstream from a line at a right angle across the thread of the river one mile downstream from McNary Dam

Reviser's note: The typographical errors in the above section occurred in the copy filed by the agency and appear in the Register pursuant to the requirements of RCW 34.08.040.

REPEALER

Effective 12:01 a.m. September 26, 1993, the following section of the Washington Administrative Code is repealed:

WAC 220-32-05100C Columbia River salmon seasons above Bonneville. (93-103)

Emergency [4]

WSR 93-20-026 **EMERGENCY RULES** DEPARTMENT OF FISHERIES

[Order 93-107—Filed September 24, 1993, 3:42 p.m.]

Date of Adoption: September 24, 1993.

Purpose: Personal use rules.

Citation of Existing Rules Affected by this Order: Amending WAC 220-56-191, 220-56-195, and 220-57-465.

Statutory Authority for Adoption: RCW 75.08.080.

Pursuant to RCW 34.05.350 the agency for good cause finds that immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.

Reasons for this Finding: In-season information indicates that Stillaguamish River wild coho escapement will be significantly less than the escapement goal. Emergency actions are necessary to maximize coho escapement to the Stillaguamish River.

Effective Date of Rule: Immediately.

September 24, 1993 Judith Freeman Deputy for Robert Turner Director

NEW SECTION

WAC 220-56-19100D Puget Sound salmon-saltwater seasons. Notwithstanding the provisions of WAC 220-56-191, effective 11:59 p.m. September 30, 1993 through October 15, 1993, it is unlawful to fish for or possess salmon taken from the waters of Catch Record Card Area 8.2.

NEW SECTION

WAC 220-56-19500K Closed areas—Saltwater salmon angling. Notwithstanding the provisions of WAC 220-56-195, effective 11:59 p.m. September 30, 1993 through October 31, 1993, it is unlawful to fish for or possess salmon taken from those waters of Port Susan north of a line from Camano Head to Hermosa Point.

NEW SECTION

WAC 220-57-46500G Stillaguamish River. Notwithstanding the provisions of WAC 220-57-465, effective immediately until further notice, it is unlawful to fish for or possess salmon taken for personal use from waters of the Stillaguamish River except:

Waters downstream from the confluence of the north and south forks, excluding waters of Cook Slough from the water control structure to a point 400 feet downstream, are open to salmon angling November 1 through December 31, 1993, with a special bag limit of two chum salmon not less than 12 inches in length. Chinook, coho and pink salmon must be released immediately.

WSR 93-20-038 **EMERGENCY RULES DEPARTMENT OF FISHERIES**

[Order 93-112—Filed September 28, 1993, 3:27 p.m., effective October 13, 1993, 11:59 p.m.]

Date of Adoption: September 28, 1993.

Purpose: Personal use rules.

Citation of Existing Rules Affected by this Order:

Amending WAC 220-56-360.

Statutory Authority for Adoption: RCW 75.08.080.

Pursuant to RCW 34.05.350 the agency for good cause finds that immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.

Reasons for this Finding: Test results show that adequate clams of sufficient size are available for harvest in Razor Clam Areas 1 and the above described portion of Razor Clam Area 3. Limitation of harvest to odd numbered days allows adequate monitoring to prevent overharvest of existing resources.

Effective Date of Rule: October 13, 1993, 11:59 p.m. September 28, 1993 Judith Freeman Deputy for Robert Turner Director

NEW SECTION

WAC 220-56-36000F Razor clams-Areas and seasons. Notwithstanding the provisions of WAC 220-56-360, it is unlawful to dig for or possess razor clams taken for personal use from any beach in Razor Clam Areas 1, 2, 3 except as provided in this section:

- (1) Razor clam digging is allowed in Razor Clam Area 1 from 12 noon through 11:59 p.m. on odd days only, effective October 13 through November 17, 1993.
- (2) Razor clam digging is allowed in Razor Clam Area 3 only in the portion that is between the Grays Harbor North jetty and the Copalis River and from Olympic National Park Beach Trail 2 (Kalaloch area, Jefferson County) to Olympic National Park Beach Trail 3 (Kalaloch area, Jefferson County) from 12 noon through 11:59 p.m. on odd days, effective October 13 through November 17, 1993.
- (3) It is unlawful to dig for razor clams at any time in the Long Beach, Twin Harbors Beach or Copalis Beach Clam Sanctuaries defined in WAC 220-56-372.

WSR 93-20-041 **EMERGENCY RULES** OFFICE OF FINANCIAL MANAGEMENT

[Filed September 29, 1993, 12:16 p.m., effective October 1, 1993]

Date of Adoption: September 29, 1993.

Purpose: To implement RCW 43.19.080, which regulates the manner by which the director of the Department of Financial Institutions and employees of the department may lawfully borrow money from financial institutions under the jurisdiction of the department.

Statutory Authority for Adoption: RCW 43.19.080.

Pursuant to RCW 34.05.350 the agency for good cause finds that immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest

Reasons for this Finding: The legislature intended that employees of the new department be legally authorized to obtain loans from financial institutions regulated by the new department. October 1, 1993, is the effective date of the new Department of Financial Institutions. If these rules are not in place by that date, it is questionable whether there would be sufficient protection for the public and certainty for the employees that the loans would conform with the requirements of RCW 43.19.080.

Effective Date of Rule: October 1, 1993.

September 29, 1993 Ruta Fanning Acting Director

CHAPTER 208-04 General Provisions

NEW SECTION

WAC 208-04-010 Definitions. For the purposes of this chapter:

- (1) "Department" means the department of financial institutions.
 - (2) "Director" means director of the department.
- (3) "Financial institution" means any bank, consumer loan company, credit union, foreign bank branch, savings bank, savings and loan association, trust company or department, securities broker-dealer, investment advisor, or similar lending institution under the department's direct jurisdiction.

NEW SECTION

WAC 208-04-020 Purpose; effective date. The purpose of this chapter is to implement RCW 43.19.080, which regulates the manner by which the director and employees of the department may lawfully borrow money from financial institutions under the jurisdiction of the department. This chapter applies to loans and material changes to loans made on or after October 1, 1993.

NEW SECTION

WAC 208-04-030 Requirements for loans to department employees and the director. The following procedures and requirements govern loans from financial institutions to employees and the director:

(1) Requirements for all employees. No employee of the department may borrow money from a financial institution under the jurisdiction of the department unless the loan is consistent with RCW 43.19.080. The director shall inform employees of the requirements for loans from financial

institutions that are specified in these rules and in RCW 43.19.080.

- (2) Loan notification and determination of conformance requirements for employees with administrative or regulatory duties and the director.
- (a) Any employee of the department who the director determines has administrative authority or carries out functions of a regulatory or discretionary nature that could affect a financial institution or its officers or employees shall provide notice to the director of a proposed loan by the financial institution to the employee. Upon receipt of the notice, the director or the director's designee shall promptly review the loan and notify the employee in writing whether or not the loan conforms with RCW 43.19.080. In cases where the loan does not conform, the director or the director's designee shall notify the employee in writing of the reason why it fails to conform and demand that the terms of the loan be modified to conform with the law. If the loan is not modified, the director shall commence appropriate action.
- (b) In making a loan conformance determination required by (a) of this subsection, the director or the director's designee may consider:
- (i) A written a sworn declaration by the applicant's loan officer or broker that the terms offered and underwriting procedures used are not less stringent than those prevailing at the time for comparable transactions with other persons not employed by either the department or the financial institution;
- (ii) Rates and terms readily available in a newspaper of general circulation quoting rates and terms contemporaneous with the applicant's loan; and
- (iii) Other relevant information necessary to make a knowledgeable determination that the loan conforms with RCW 43.19.080.
- (c) The employee shall provide notice of loans covered by (a) of this subsection on forms prepared by the department. forms must include all material terms, including but not limited to, the type of loan, the name of the financial institution, the interest rate, the term, the amount financed, the loan fees, and all collateral requirements. Forms must also include the sworn declaration described in (b)(i) of this subsection.
- (d) The director shall provide notice to the governor of a proposed loan by a financial institution to the director that is subject to RCW 43.19.080. The governor or the governor's designee shall make a written determination of conformance of the loan in accordance with the same procedures and requirements and using the same forms as are required for other employees of the department, as specified in this section.
- (3) Special loan transactions and circumstances. The following requirements govern special loan transactions and circumstances:
- (a) A material change in terms of outstanding loans or obligations on a loan from a financial institution is subject to the requirements of this section. Material changes include, but are not limited to, changes in amount disbursed on term loans, changes in interest rate, changes in loan fees, and changes in collateral requirements.
- (b) All lines of credit, including credit cards, extended to employees and the director from a financial institution are

subject to the requirements of this section at the time the line of credit is approved. Subsequent draws on the line of credit are not subject to these requirements unless the terms of the line of credit are materially changed. An increase in the amount of the line of credit is not considered a material change in terms.

- (c) An employee whose loan is held by an institution that subsequently comes under the jurisdiction of the department through merger, conversion, or other business transaction is not subject to the requirements this section. However, a material change in terms of such an outstanding loan or obligation is subject to the requirements.
- (d) A loan made to an employee from an institution not under the jurisdiction of the department that is subsequently sold to an institution under the department's jurisdiction, in whole or in part, is not subject to the requirements of this section. However, material change in terms in such a loan is subject to the requirements.
- (e) The director shall adopt conflict of interest standards and procedures, consistent with the purposes of this chapter and RCW 43.19.080, that govern loans made by financial institutions to persons or entities other than the employee when the proceeds of the loan provide a clear financial benefit to the employee. These loans include, but are not limited to, loans to businesses or other enterprises in which the employee has a substantial financial interest, and loans to spouses and other immediate family members of the employee.
- (4) Violation of rules. A violation of this section may subject the employee to appropriate discipline.

WSR 93-20-045 EMERGENCY RULES DEPARTMENT OF FISHERIES

[Order 93-113—Filed September 29, 1993, 3:30 p.m.]

Date of Adoption: September 29, 1993.

Purpose: Personal use rules.

Citation of Existing Rules Affected by this Order: Repealing WAC 220-56-19100B.

Statutory Authority for Adoption: RCW 75.08.080.

Pursuant to RCW 34.05.350 the agency for good cause finds that immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.

Reasons for this Finding: Repealer is necessary because permanent rules have taken effect.

Effective Date of Rule: Immediately.

September 29, 1993

Judith Freeman

Deputy
for Robert Turner

Director

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 220-56-19100B Puget Sound salmon— Saltwater seasons and bag limits. (93-61)

WSR 93-20-049 EMERGENCY RULES DEPARTMENT OF SOCIAL AND HEALTH SERVICES

(Public Assistance)

[Order 3648—Filed September 30, 1993, 2:52 p.m., effective October 1, 1993, 12:01 a.m.]

Date of Adoption: September 30, 1993.

Purpose: Per 7 CFR 273.9, the Department of Agriculture, Food and Nutrition Service (FNS) regularly updates the various income standards used in the food stamp program. Effective October 1, 1993, FNS has updated the gross and net income standards, the household standard deduction, the maximum shelter allowance, and the homeless shelter expense.

Citation of Existing Rules Affected by this Order: Amending WAC 388-49-500 Income—Deductions and 388-49-510 Income—Eligibility standards.

Statutory Authority for Adoption: RCW 74.04.510.

Other Authority: 7 CFR 273.9 (a)(3), (d)(1), and (d)(5)(i) and (ii).

Pursuant to RCW 34.05.350 the agency for good cause finds that state or federal law or federal rule or a federal deadline for state receipt of federal funds requires immediate adoption of a rule.

Reasons for this Finding: Effective October 1, 1993, the Department of Agriculture, Food and Nutrition Service (FNS) updated the gross and net income standards, standard deduction, maximum shelter deduction, and homeless shelter cost.

Effective Date of Rule: October 1, 1993, 12:01 p.m.
September 30, 1993
Dewey Brock, Acting Chief
Office of Vendor Services

AMENDATORY SECTION (Amending Order 3473, filed 10/28/92, effective 11/28/92)

WAC 388-49-500 Income—Deductions. (1) The department shall allow the following deductions when computing net income:

- (a) A standard deduction of one hundred ((twenty-seven)) thirty-one dollars per household per month;
- (b) An earned income deduction of twenty percent of gross earned income except as provided in WAC 388-49-640(8);
- (c) A dependent care deduction of the actual amount incurred not to exceed one hundred sixty dollars per dependent when care is necessary for a household member to:
 - (i) Seek, accept, or continue employment; or
- (ii) Attend training or education preparatory to employment.

- (d) A deduction for nonreimbursable monthly medical expenses over thirty-five dollars incurred by an elderly or disabled household member;
- (e) Shelter costs in excess of fifty percent of the household's income after deducting the standard, earned income, medical, and dependent care deductions. The shelter deduction shall not exceed two hundred seven dollars; and
- (f) An excess shelter deduction for the monthly amount exceeding fifty percent of the household's monthly income after all applicable deductions for households containing an elderly or disabled person.
 - (2) A household's shelter costs may include:
- (a) Costs for a home not occupied because of employment, training away from the home, illness, or abandonment caused by casualty loss or natural disaster shall be allowed if the:
 - (i) Household intends to return to the home;
- (ii) Current occupants, if any, are not claiming shelter costs for food stamp purposes; and
- (iii) Home is not being leased or rented during the household's absence.
- (b) Charges for the repair of the home substantially damaged or destroyed due to a natural disaster;
- (c) The standard utility allowance when a household incurs any separate utility charges for heating or cooling costs. A household may incur a separate utility charge when the household:
 - (i) Has not yet received a billing for utilities;
- (ii) Is billed monthly by the landlord for actual usage as determined through individual metering; or
- (iii) Shares residence and utility costs with other persons, in which case the deduction is for the household's prorated share of the standard allowance.
- (d) Actual utility costs rather than the standard utility allowance if the household is:
 - (i) Not entitled to the standard utility allowance; or
- (ii) Requesting use of actual utility bills. A monthly telephone standard shall be allowed for households incurring telephone expenses if the household is not entitled to claim the standard utility allowance.
- (e) A shelter amount of one hundred ((thirty-two)) thirty-seven dollars when all household members are homeless as specified under WAC 388-49-020(36) and the household incurs or expects to incur:
- (i) Monthly shelter costs no greater than one hundred ((thirty-two)) thirty-seven dollars; or
- (ii) Unverified shelter costs exceeding one hundred ((thirty two)) thirty-seven dollars.
- (3) A household may switch between actual utility costs and the standard utility allowance:
 - (a) At each recertification; and
- (b) One additional time during each twelve-month period following the initial certification action.
- (4) The department shall provide excess medical or shelter deductions effective with supplemental security income (SSI) eligibility when households:
- (a) Become categorically eligible within the time limits specified under WAC 388-49-120 and 388-49-150 after a food stamp application;
- (b) Receive food stamps as a nonassistance household until becoming categorically eligible; or

- (c) Become categorically eligible after denial of nonassistance food stamps.
- (5) The department shall not provide a deduction for that portion of a deductible expense, described under this section, paid by an excluded:
 - (a) Reimbursement; or
- (b) Vendor payment, except for Low Income Home Energy Assistance Act (LIHEAA) payments.
 - (6) The department shall verify:
- (a) Dependent care costs including changes, except in prospective budgeting; and
- (b) Medical expenses and the reimbursement amounts resulting in a deduction:
- (i) At recertification, if the amount has changed more than twenty-five dollars; and
- (ii) On a monthly basis for a household subject to monthly reporting.
- (c) Actual shelter costs for homeless households when such costs exceed the amount in subsection (2)(e) of this section.
- (7) If medical reimbursement cannot be verified, the department shall certify the household without allowing the deduction, except in prospective budgeting.

AMENDATORY SECTION (Amending Order 3473, filed 10/28/92, effective 11/28/92)

- WAC 388-49-510 Income eligibility standards. (1) Categorically eligible households, as described in WAC 388-49-180, are not subject to the provisions of this section.
- (2) The department shall determine eligibility on the basis of gross income and net food stamp income except for households in subsection (3) of this section.
- (3) The department shall determine eligibility on the basis of net food stamp income for households containing an elderly or disabled member.
- (4) The gross and net monthly maximum income standards as established by the department of agriculture are as follows:

Gross Monthly Income Standard

Household Size	Maximum S	Standard
1	\$ ((738))	<u>756</u>
2	((996))	1,022
3	((1,254))	1,289
4	$((\frac{1,512}{}))$	1,555
5	((1,770))	<u>1,822</u>
6	((2,027))	2,088
7	((2,285))	<u>2,355</u>
8	((2,543))	2,621
9	((2,801))	2,888
10	((3,059))	<u>3,155</u>
Each additional person	+((258))	<u> 267</u>

Net Monthly Income Standard

Household Size	Maximum	Standard
1	\$ ((568))	<u>581</u>
2	((766))	<u>786</u>
3	((965))	<u>991</u>
4	((1,163))	<u>1,196</u>

5	((1,361))	1,401
6	((1,560))	1,606
7	((1,758))	1,811
8	((1,956))	2,016
9	((2,155))	2,221
10	$((\frac{2,354}{}))$	2,426
Each additional person	+((199))	205

WSR 93-20-050 EMERGENCY RULES DEPARTMENT OF SOCIAL AND HEALTH SERVICES

(Public Assistance)

[Order 3644—Filed September 30, 1993, 2:53 p.m., effective October 1, 1993, 12:01 a.m.]

Date of Adoption: September 30, 1993.

Purpose: To comply with changes in OBRA 1993 in the transfer of resources, look-back periods, and periods of ineligibility.

Citation of Existing Rules Affected by this Order: Repealing WAC 388-92-043 Transfer of resources without adequate consideration; and amending WAC 388-95-395 Transfer of assets and 388-99-035 Resource standards.

Statutory Authority for Adoption: RCW 74.08.090.

Other Authority: OBRA in 1993.

Pursuant to RCW 34.05.350 the agency for good cause finds that state or federal law or federal rule or a federal deadline for state receipt of federal funds requires immediate adoption of a rule.

Reasons for this Finding: Complies with the requirements of OBRA 1993.

Effective Date of Rule: October 1, 1993, 12:01 a.m.
September 30, 1993
Dewey Brock, Acting Chief
Office of Vendor Services

AMENDATORY SECTION (Amending Order 3206, filed 7/23/91, effective 8/23/91)

WAC 388-95-395 Transfer of ((resources)) assets. (1) The terms in this section shall have the following

- (a) (("Institutionalized person" means a person who is:
- (i) An inpatient in a nursing facility;
- (ii) An inpatient in a medical institution where the payment is made for a level of care provided in a nursing facility; or
- (iii) In need of the level of care provided in a nursing facility or medical institution, but receiving home or community based services under WAC 388-83-200 and 388-83-210; and
- (iv) Expected to be in the nursing facility, medical institution, or receiving home or community based services under WAC 388-83-200 and 388-83-210 for thirty consecutive days or more.
- (b) "Institutional spouse" means a person who meets the requirements of (a) of this subsection and is married to a spouse who is not:
 - (i) In a medical institution;

- (ii) Nursing facility; or
- (iii) Receiving home or community based services under WAC 388 83 200 or 388 83 210.
- (e))) "Community spouse" means the person married to an institutionalized ((person)) client.
- (((d) "Institutional services" means a level of care provided in a nursing facility, equivalent nursing facility in a medical institution, or in a home or community-based program under WAC 388 83-200 or 388-83-210.
- (e) "Transfer" means any act or omission to act whereby title to or any interest in property is assigned, set over, or otherwise vested or allowed to vest in another person, including but not limited to delivery of personal property, bills of sale, deeds, mortgages, pledges, or any other instrument conveying or relinquishing an interest in property.
- (f))) (b) "Fair market value (FMV)" means the price the ((resource)) asset may reasonably sell for on the open market at the time of transfer or assignment.
- (c) "Institutional services" means a level of care provided in a nursing facility, equivalent nursing facility in a medical institution, or in a home-based or community-based program under WAC 388-83-200 or 388-83-210.
- (d) "Institutional spouse" means a client who meets the requirements of subsection (1) of this section and is married to a spouse who is not:
 - (i) In a medical institution;
 - (ii) In a nursing facility; or
- (iii) Receiving home-based or community-based services under WAC 388-83-200 or 388-83-210.
 - (e) "Institutionalized client" means a person who is:
 - (i) An inpatient in a nursing facility;
- (ii) An inpatient in a medical institution where the payment is made for a level of care provided in a nursing facility; or
- (iii) In need of the level of care provided in a nursing facility or medical institution, but receiving home or community-based services under WAC 388-83-200 and 388-83-210; and
- (iv) Expected to be in the nursing facility, medical institution, or receiving home or community-based services under WAC 388-83-200 and 388-83-210 for thirty consecutive days or more.
- (f) "Transfer" means any act or omission to act, by a client or a nonapplying joint tenant, whereby title to or any interest in property is assigned, set over, or otherwise vested or allowed to vest in another person, including but not limited to:
 - (i) Delivery of personal property;
 - (ii) Bills of sale, deeds, mortgages, pledges; or
- (iii) Any other instrument conveying or relinquishing an interest in property.
- (g) "Uncompensated value" means the ((fair market value)) FMV of a resource at the time of transfer minus the value of compensation the person receives in exchange for the resource.
- (h) "Undue hardship" means the client's inability to meet shelter, food, clothing, and health care needs.
- (i) "Value of compensation received" means the consideration the purchaser pays or agrees to pay. Compensation includes:
- (i) All money, real or personal property, food, shelter, or services the person receives under a legally enforceable

- agreement whereby the eligible ((person)) <u>client</u> shall transfer the resource; and
- (ii) The payment or assumption of a legal debt the ((person)) client owes in exchange for the resource.
- (((i) "Undue-hardship" means the client's inability to meet shelter, food, clothing, and health care needs.))
- (2) ((The department shall consider resource transfers made on or before June 30, 1989 under WAC 388-92-043.
- (3) The department shall consider resource transfers made on or after July 1, 1989 under this section.
- (4))) The department shall not impose any penalty for the transfer of any exempt asset for less than ((fair market value of any exempt resource)) FMV except ((for the home as provided under this section)) as specified under subsection (7) of this section when the client transfers the client's home.
- (3) The department shall determine whether the client or the client's spouse transferred an asset within the following look-back period:
- (a) Thirty months when determining eligibility for services received:
 - (i) On or before September 30, 1993; or
- (ii) On or after October 1, 1993, and the transfer of assets was on or before August 10, 1993.
- (b) Thirty-six months when determining eligibility for services on or after October 1, 1993 and the transfer of assets was after August 10, 1993; or
- (c) Sixty months when determining eligibility for services received on or after October 1, 1993 and all or part of the transferred assets are placed in a trust established after August 10, 1993 and all or part of the resources are deemed transferred as described under WAC 388-92-041 (9)(c) or (11)(b).
- (4) The department shall consider the look-back period, as described under subsection (3) of this section, to begin the first day of the month the client:
- (a) Becomes an institutionalized person, if the client is eligible for medical assistance on that date; or
- (b) Applies for institutional care when the client is not eligible for medical assistance as of the date the client initially became institutionalized.
- (5) The department shall calculate a period of ineligibility for nursing facility services, equivalent nursing facility services in a medical institution, and services described under WAC 388-83-200 and 388-83-210, for the institutionalized ((person)) client when the ((person)) client or the ((person's)) client's spouse ((disposes of a resource)) transfers an asset for less than ((fair market value at any time during or after the thirty month period immediately before the date:
- (a) The person becomes an institutionalized person, if eligible for medical assistance on such date; or
- (b) If not eligible as of the date of institutionalization, the date an institutionalized person applies for such services)) FMV within the look-back periods as described under subsections (3) and (4) of this section.
- (6) The department shall establish a period of ineligibility ((beginning on the first day of the month in which the person or the person's spouse transfers the resource. The number of months of ineligibility shall equal the lesser of)) for a client when the client or the client's spouse has transferred an asset:

- (a) On or before August 10, 1993. Such period of ineligibility shall:
- (i) Begin the first day of the month in which the resource was transferred;
 - (ii) Be the lesser of:
 - (((a))) (A) Thirty months; or
- (((b))) (B) The number of whole months found by dividing the total uncompensated value of the transferred ((resource)) assets by the statewide average monthly cost of nursing facility services to a private patient at the time of the application; and
- (((c) The period of ineligibility shall not include a partial month)) (iii) Run concurrently when multiple transfers of assets have been made during the look-back period.
- (b) On or after August 11, 1993. Such period of ineligibility shall:
- (i) For a transfer of assets during the look-back period, except for a transfer made during a period of ineligibility established under this section:
- (A) Begin on the first day of the month in the look-back period in which an asset was transferred; and
- (B) Equal the number of whole months found by dividing the total, cumulative uncompensated value of all assets transferred during the look-back period by the state-wide average monthly cost of nursing facility services to a private patient at the time of application.
- (ii) For a transfer of assets made while receiving medical assistance as an institutionalized client, or for transfers made during a period of ineligibility established under this section:
- (A) Begin on the first day of the month in which an asset was transferred, or after the expiration of all other periods of ineligibility established under this section, whichever is later; and
- (B) Equal the number of whole months found by dividing the total, uncompensated value of the transferred asset by the statewide average monthly cost of nursing facility services to a private patient at the time of application.
- (iii) Run consecutively when multiple transfers of assets have been made during the look-back period.
- (7) The department shall not find the institutionalized ((person)) client ineligible for institutional services ((if)) when the ((resource)) transferred asset was a home and the home was transferred to the ((person's)) client's:
 - (a) Spouse; or
 - (b) Child who is:
 - (i) Aged, blind, or permanently and totally disabled; or
 - (ii) Twenty years of age or under.
 - (c) Sibling who has:
 - (i) Equity in the home; and
- (ii) Lived in the home for <u>at least</u> one year immediately before the ((person)) client became institutionalized.
- (d) Child, other than described under subsection (7)(b) of this section, who:
- (i) Lived in the home for two years or more immediately before the ((person)) client became institutionalized; and
- (ii) Provided care to the ((person)) client to permit the ((person)) client to remain ((eontinuously)) at home.
- (8) The department shall not find the institutionalized ((person)) client ineligible for institutionalized services if the ((resource)) asset other than the home was transferred ((to)):

- (a) ((Or from)) To the ((person's)) client's spouse or to another person for the sole benefit of the client's spouse; or
- (b) ((Or)) From the client's spouse to another person for the sole benefit of the ((person's)) client's spouse; or
- (c) <u>To the ((person's)) client's</u> blind or permanently and totally disabled child, or to a trust established solely for the benefit of such child; or
- (d) To a trust established solely for the benefit of a person sixty-four years of age or younger who is disabled according to SSI criteria.
- (9) The department shall not find a person ineligible ((if)) under this section when the ((person)) client can satisfactorily show the department that:
- (a) ((He or she)) The client intended to transfer the home or ((nonexempt)) other resource at ((fair market value)) FMV or other valuable consideration; ((or))
- (b) ((He or she)) The client transferred the home or ((nonexempt)) resource exclusively for a purpose other than to qualify for medical assistance; ((or))
- (c) All assets transferred by the client for less than FMV have been returned to the client; or
- (d) The denial of eligibility would cause an undue hardship.
- (10) A ((person)) client or the spouse of such a ((person,)) client the department determines ineligible under this section((, has the right to)) may request a hearing to appeal the determination of ineligibility. The procedure for the hearing is under chapter 388-08 WAC.
 - (11) The department shall:
- (a) ((Exclude)) Exempt cash received from the sale, transfer, or exchange of ((an excluded resource)) an asset to the extent that the cash is used ((to replace or is reinvested in another excluded resource)) for an exempt asset within the same month, except as specified under WAC 388-92-045.
- (b) Consider any ((portion of the)) cash remaining ((a nonexcluded resource)) as an available asset
- (12) When the transfer of an asset has resulted in a period of ineligibility for one spouse, the department shall not impose a period of ineligibility for the other spouse for the transfer of the same asset.

AMENDATORY SECTION (Amending Order 3472, filed 10/28/92, effective 11/28/92)

- WAC 388-99-035 Resource standards. (1) The department shall ensure the total value of resources allowed and not otherwise excluded will not exceed the dollar amount in:
- (a) Subsection $((\frac{1}{1}))$ (2)(a) of this section for a single person; or $(\frac{1}{1})$ (the dollar amount in))
- (b) Subsection (((1))) (2)(b) of this section for a family. (((a) Effective January 1, 1989,)) (2) The department shall determine the resource limitation for a:
 - (a) Single person will be two thousand dollars((-)); and
- (b) ((Effective January 1, 1989, the department shall determine the resource limitation for a)) Married couple ((shall)) will be three thousand dollars. The department shall increase this amount by fifty dollars for each additional family member in the household.
- (((2) See WAC-388-92-043)) (3) For regulations on transfer of resources ((without-adequate consideration)):

- (a) For a client who is not institutionalized, see WAC 388-83-130; or
 - (b) For an institutionalized client, see WAC 388-95-395.

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 388-92-043

Transfer of resources without adequate consideration.

WSR 93-20-051 EMERGENCY RULES DEPARTMENT OF SOCIAL AND HEALTH SERVICES

(Public Assistance)

[Order 3645—Filed September 30, 1993, 2:54 p.m., effective October 1, 1993, 12:01 a.m.]

Date of Adoption: September 30, 1993.

Purpose: To comply with changes in OBRA 1993 in the treatment of trusts established after August 10, 1993.

Citation of Existing Rules Affected by this Order: Amending WAC 388-83-041 Income—Eligibility and 388-92-041 Trusts.

Statutory Authority for Adoption: RCW 74.08.090. Other Authority: OBRA 1993.

Pursuant to RCW 34.05.350 the agency for good cause finds that state or federal law or federal rule or a federal deadline for state receipt of federal funds requires immediate adoption of a rule.

Reasons for this Finding: Complies with the requirement of OBRA 1993.

Effective Date of Rule: October 1, 1993, 12:01 a.m.
September 30, 1993
Dewey Brock, Acting Chief
Office of Vendor Services

AMENDATORY SECTION (Amending Order 3518, filed 2/24/93, effective 3/27/93)

- WAC 388-83-041 Income—Eligibility. (1) For cash assistance clients of AFDC, ((FIP,)) GA-U, or SSI, the department shall find a person eligible for medical care programs without a separate determination of eligibility.
- (2) For a noncash medical assistance client, the department shall determine countable income according to AFDC, ((FIP,)) or SSI methodology, except the department shall:
- (a) Budget income prospectively as defined under WAC 388-28-483;
 - (b) Not use mandatory monthly income reporting;
- (c) Consider financial relative responsibility as described under WAC 388-92-025 for SSI-related clients and WAC 388-83-046 for clients unrelated to SSI;
- (d) Exclude lump sum payments as described under WAC 388-92-045;
- (e) Consider the AFDC earned income exemption as described under WAC 388-83-130; and
- (f) Consider the principle and interest payment from a sales or real estate contract as described under WAC 388-92-045 (2)(a) as unearned income;

- (g) Consider the interest payment from a sales or real estate contract as described under WAC 388-92-045 (2)(b) as unearned income;
- (h) Require clients to take all necessary steps to obtain any annuities, pensions, retirement, and disability benefits to which they are entitled, unless they can show good cause for not doing so. The client's annuities, pensions, retirement, and disability benefits may include, but are not limited to, veteran's compensation and pensions, OASDI benefits, railroad retirement benefits, and unemployment compensation:
- (i) Allow child care expenses the client pays as an income deduction; ((and))
- (j) Exempt earned income tax credit refunds and payments, the person receives on or after January 1, 1991, during the month of receipt and the following month; and
- (k) Consider trusts as described under WAC 388-92-041.

AMENDATORY SECTION (Amending Order 3476, filed 10/28/92, effective 11/28/92)

WAC 388-92-041 ((Medicaid qualifying)) Trusts. (1) ((A Medicaid qualifying trust is a grantor trust, or other similar legal device, set up by the client, client's spouse, or the legal guardian for an incompetent client under which:

- (a) The client may be the beneficiary of all or part of the payments from the trust; and
- (b) The distribution of such payments is determined by one or more trustees; and
- (c) The trustees are permitted to use discretion with respect to the distribution to the client.
- (2) The amount deemed to be available to the client from the trust is the greatest amount of payments permitted to be distributed under the terms of the trust.
 - (3) This section shall apply:
 - (a) Whether or not the Medicaid qualifying trust:
 - (i) Is irrevocable; or
- (ii) Is established for purposes other than to establish eligibility for medical assistance.
- (b) Whether or not the trustees actually use the discretion permitted by the trust.
- (4) The department shall waive the requirements of this section if undue hardship exists. Each case involving a Medicaid qualifying trust shall be evaluated on an individual basis to decide if undue hardship exists. Undue hardship shall include but not be limited to situations in which:
- (a) The trustee has refused to disburse the funds from the trust and the client has filed and is actively pursuing litigation to require the trustee to disburse said funds; or
- (b) The client would be forced to go without life sustaining services because trust funds are not made available to pay for the services.
- (5) This section shall not apply to any trust or initial trust decree established:
 - (a) Prior to April 7, 1986; and
- (b) Solely for the benefit of a mentally retarded client who lives in an intermediate care facility for the mentally retarded)) For the purposes of this section, a trust shall include any legal instrument similar to a trust.
- (2) The department shall ensure this section does not apply to any trust or initial trust decree established:

- (a) On or before April 6, 1986; and
- (b) Solely for the benefit of a mentally retarded client who lives in an intermediate care facility for the mentally retarded.
- (3) For trusts established on or before August 10, 1993, the department shall:
- (a) Determine if the trust is established by the client, client's spouse, or the legal guardian for an incompetent client under which:
- (i) The client may be the beneficiary of all or part of the payments from the trust;
- (ii) The distribution of such payments is determined by one or more of the trustees; and
- (iii) The trustees are permitted to use discretion with respect to the distribution of payments to the client.
- (b) Consider available to the client the greatest amount of payments permitted to be distributed under the terms of the trust when the conditions defined under subsection (3)(a) of this section exist;
- (c) Apply subsection (3)(b) of this section whether or not:
 - (i) The trust:
 - (A) Is irrevocable; or
- (B) Is established for purposes other than to establish eligibility for medical assistance.
- (ii) The trustees actually use the discretion permitted by the trust.
- (d) For an irrevocable trust not meeting the description under subsection (3)(a) of this section, consider:
- (i) The trust as an unavailable resource when the client establishes the trust for a beneficiary other than the client or the client's spouse;
- (ii) As an available resource the amount of the trust's assets:
 - (A) The client may access; or
- (B) The trustee of the trust distributes as actual payments to the client.
 - (e) For a revocable trust, consider:
- (i) The full amount of the trust as an available resource of the client when the trust is established by:
 - (A) The client;
- (B) The client's spouse and the client lives with the spouse; or
- (C) A person other than the client or the client's spouse only to the extent the client has access to the assets of the trust.
- (ii) Only the amounts paid to the client from the trust as an available resource when the trust is established by:
- (A) The client's spouse and the client does not live with the spouse; or
- (B) A person other than the client or the client's spouse and payments are distributed by a trustee of the trust.
- (f) Waive the requirements of subsection (3) if undue hardship exists. Undue hardship includes but is not limited to situations in which:
- (i) The trustee refused to disburse the funds from the trust and the client has filed and is actively pursuing litigation to require the trustee to disburse said funds; or
- (ii) The client would be forced to go without life sustaining services because trust funds are not made available to pay for the services.

Emergency [12]

- (4) The department shall follow subsection (3) of this section for clients found eligible for medical services on or before September 30, 1993 when the trust was established on or after August 11, 1993.
- (5) The department shall follow subsections (5) through (14) of this section for a client found eligible for medical services on or after October 1, 1993 when the trust was established on or after August 11, 1993.
- (6) The department shall consider a trust established by the client when:
- (a) All or part of the assets of the trust were from the client; and
 - (b) The trust was established, other than by will, by:
 - (i) The client or the client's spouse;
- (ii) A person, including a court or administrative body, with legal authority to act in place of, or on behalf of, the client or the client's spouse; or
- (iii) A person, including a court or administrative body, acting at the direction of or upon the request of the client or the client's spouse.
- (7) The department shall consider available to the client only the assets contributed to the trust by the client when part of the trust assets were contributed by any other person.
 - (8) The department shall not consider:
 - (a) The purposes for which a trust is established;
- (b) Whether the trustees have or exercise any discretion under the terms of the trust;
- (c) Restrictions on when or whether distributions may be made from the trust; or
- (d) Restrictions on the use of distributions from the trust.
- (9) For a revocable trust established as described under subsection (6) of this section, the department shall consider:
- (a) The full amount of a revocable trust as an available resource of the client;
- (b) Payments from the trust to or for the benefit of the client as income of the client; and
- (c) Any payments from the trust other than payments described under subsection (9)(b) of this section as a transfer of client resources.
- (10) For a revocable trust established by persons or with funds other than as described under subsection (6), the department shall consider a trust with:
 - (a) Unrestricted client access:
- (i) As an available resource only to the extent the client has access to the trust assets; and
- (ii) As a conversion of a resource to the extent the client withdraws funds from the trust.
- (b) Restricted client access, as an available resource to the client only to the extent a trustee makes actual payments from the trust.
- (11) For an irrevocable trust established as described under subsection (6) of this section, the department shall consider:
- (a) As an available resource to the client, the portions of a trust or the income from the trust from which payment can be made to or for the benefit of the client. When payment is made from such irrevocable trust, the department shall consider such payments as:
- (i) Income to the client when payment is to or for the client's benefit; or

- (ii) The transfer of a resource when payment is made to any person for any purpose other than for the client's benefit.
- (b) As a transfer of resources, a trust from which a payment cannot be made to or for the client's benefit. For such trust, the department shall ensure:
 - (i) The transfer of resources is effective the date:
 - (A) Of the establishment of the trust; or
 - (B) On which payment to the client ended, if later.
- (ii) The value of the trust includes any payments made from the trust after the effective date of the transfer.
- (12) For an irrevocable trust established by persons or with funds other than as described under subsection (6) of this section, the department shall consider a trust with:
- (a) Unrestricted client access, an available resource to the client only to the extent the client can access the assets of the trust; or
- (b) Restricted client access, as an available resource to the client only to the extent payments are made from the trust by a trustee.
- (13) The department shall not follow subsections (4) through (12) of this section for a trust containing:
- (a) The assets of a person sixty-four years of age and younger who is disabled as defined by SSI criterion and the trust:
 - (i) Is established for the benefit of such person;
- (ii) Is established by such person's parent, grandparent, legal guardian, or a court; and
- (iii) Stipulates that the state will receive all amounts remaining in trust upon the death of the client up to the amount of Medicaid expended on behalf of such client.
- (b) The assets of a person sixty-four years of age and younger who is disabled as defined by SSI criteria and the trust:
- (i) Is managed by a nonprofit association and the nonprofit association:
- (A) Maintains separate accounts for each trust beneficiary; and
- (B) May only pool such separate accounts for investment and management of fund purposes;
- (ii) Stipulates that the state will receive all amounts remaining in trust upon the death of the client up to the amount of Medicaid expended on the client's behalf.
- (14) The department shall waive the application of this section if the client establishes undue hardship exists. Undue hardship includes, but is not limited to, situations where the client would be forced to go without life sustaining services.
- (15) See WAC 388-95-395 for trusts the department determines a transfer of assets.

WSR 93-20-052 EMERGENCY RULES DEPARTMENT OF SOCIAL AND HEALTH SERVICES

(Institutions)

[Order 3646—Filed September 30, 1993, 2:56 p.m., effective October 1, 1993, 12:01 a.m.]

Date of Adoption: September 30, 1993.

Purpose: Revises the schedule of charges in the Washington Administrative Code for the daily per diem cost

for patients residing at each of the three state-operated mental health facilities, i.e., Western State Hospital, Eastern State Hospital, and Child Study and Treatment Hospital.

Citation of Existing Rules Affected by this Order: Amending WAC 275-16-030 Schedule of charges.

Statutory Authority for Adoption: RCW 43.20B.325.

Pursuant to RCW 34.05.350 the agency for good cause finds that state or federal law or federal rule or a federal deadline for state receipt of federal funds requires immediate adoption of a rule.

Reasons for this Finding: RCW 43.20B.325 requires that charges for hospitalization of patients in state mental health hospitals be based on the cost of operations. The revised daily per diem rate includes the operating costs resulting from the completion of a major construction project which includes the annualization of salary increases which were effective January 1, 1993, and inflationary changes from the prior year.

Effective Date of Rule: October 1, 1993, 12:01 a.m.
September 30, 1993
Dewey Brock, Chief
Office of Vendor Services

<u>AMENDATORY SECTION</u> (Amending Order 3434, filed 8/6/92, effective 9/6/92)

WAC 275-16-030 Schedule of charges. Under RCW 43.20B.325, the department shall base hospitalization charges for patients in state hospitals on the actual operating costs of such hospitals. The department shall require patient's hospitalization charges due and payable on or before the tenth day of each calendar month for services rendered to department patients during the preceding month, based ((upon)) on the following schedule:

(1) COSTING AND BILLING RATES

Child
Study
and
Western TreatState ment State
Hospital Center Hospital

(a) INPATIENT SERVICES -

Hospital Costs Per Day $\$((\frac{272.50}{286.20} \frac{341.00}{40.00}))$ Physician Costs $\frac{286.20}{*} \frac{342.30}{(14.50)} \frac{293.70}{*}$ N/A

*The department ((\frac{\{\text{shall}\}}{\text{shall}}\)) \frac{\{\text{shall}\}}{\text{shall}} \text{ bill the client for physician costs on a fee ((\frac{\{\text{for}\}}{\text{shall}}\))-for-service basis.

(b) OUTPATIENT SERVICES - Per diem

(c) ANCILLARY SERVICES - Per relative value unit¹/

Radiology	((12.11	-12.11	12.55))
	14.09	14.09	13.20
((Pathology	1.13	1.13 -	46))
Laboratory	.86	.86	.60
Medical Clinics	((4.53	- 4.53	 9.00))
	15.07	15.07	4.40
((Electroencephalogram-	2.17	$\frac{-2.17}{}))$	
Electoencephalography	2.11	2.11	
((Electrocardiogram))	.39	.39	((.81))
Electrocardiology			1.10
Physical Therapy	((10.66	10.66	$-1\overline{5.14}$))
	10.18	10.18	17.23
Occupational Therapy	((- 27.04))
1	71.23	71.23	27.36
Speech Therapy			$((\overline{25.36}))$
1			28.69
Dental	((43.55	43.55	- 44.83))
	39.81	39.81	46.03
Podiatry			((1.30))
-			1.50

(d) RESIDENTIAL SERVICES -

Pals Portal ((148.12)) 94.35 171.00

(2) The department shall purchase services required by the patient, not provided by hospital staff, from private sources and the patient shall be charged actual cost of services.

1/California Medical Association. Relative Value Studies. Fifth edition. San Francisco: 693 Sutter Publication, Inc., 1969, 135 pp. Dental relative value units are calculated based on the American Dental Association Survey of 1990 national dental fees.

Reviser's note: The spelling error in the above section occurred in the copy filed by the agency and appears in the Register pursuant to the requirements of RCW 34.08.040.

WSR 93-20-053 EMERGENCY RULES DEPARTMENT OF SOCIAL AND HEALTH SERVICES

(Public Assistance)

[Order 3647—Filed September 30, 1993, 2:57 p.m., effective October 1, 1993, 12:01 a.m.]

Date of Adoption: September 30, 1993.

Purpose: New WAC 388-91-007 Drugs—Drug discount agreement, sets up a supplemental pharmaceutical manufacturers' state discount in order for their drug to be prescribed without special authorization by medical assistance administration. Deletes the requirement that the department not require prior authorization for new drugs for a six-month period.

Citation of Existing Rules Affected by this Order: Amending WAC 388-91-010 Drugs—Not requiring prior authorization and 388-91-020 Drugs—Requiring authorization.

Statutory Authority for Adoption: RCW 74.08.090.

Other Authority: Budget-Section 209.

Pursuant to RCW 34.05.350 the agency for good cause finds that immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.

Reasons for this Finding: Included in budget.

Effective Date of Rule: October 1, 1993, 12:01 a.m.

September 30, 1993

Dewey Brock, Acting Chief
Office of Vendor Services

NEW SECTION

WAC 388-91-007 Drugs—Drug discount agreement. (1) A supplemental drug discount agreement between each

- (1) A supplemental drug discount agreement between each pharmaceutical manufacturer and the department is required. This agreement is to provide a supplemental drug discount in addition to the amount provided to the Medicaid program under the terms of their agreement with the federal Department of Health and Human Services.
- (2) The supplemental drug discount shall be a percentage applied to the quarterly basic Health Care Financing Administration (HCFA) requested rebated amount. The discount will be assessed when the HCFA rebate amount, per labeler code, exceeds one thousand dollars in a reporting quarter.

AMENDATORY SECTION (Amending Order 3286, filed 11/19/91, effective 12/20/91)

- WAC 388-91-010 Drugs—Not requiring prior authorization. (1) The department shall publish a list of all drugs not requiring prior approval as described under subsections (3)(a) through (3)(e) and (4) of this section. The medical assistance administration may make changes to this list ((based on the recommendations of the drug review advisory committee)) providing that action is in compliance with regulations governing the drug program and with acceptable management policies.
- (2) The list described under subsection (1) of this section may include drugs which require prior approval only because the manufacturer has not signed a supplemental drug discount agreement as specified under subsection (3)(f) of this section. The department shall publish a list of manufacturers who have signed a supplemental drug discount agreement and whose products do not require prior approval.
- (3) The department's decision not to require authorization for drug preparations ((is)) shall be based on ((these)) the following criteria:
- (a) The drug ((shall be)) is established as a part of necessary and essential care for the condition for which ((it)) the drug is used;
- (b) The drug ((shall be)) is in general use by physicians practicing in Washington;
- (c) The drug ((shall-be)) is of moderate cost. The department shall use generic forms when the drug is listed under the department or federal maximum allowable cost (MAC) programs. When two preparations of equal effec-

- tiveness but disparate costs are presented, the department shall select the less expensive drug;
- (d) The food and drug administration shall not have classified the drug as "less than effective";
- (e) The drug ((shall)) is not ((be)) experimental(($\frac{(3)}{(3)}$); and
- (f) That the drug manufacturer/labeler sign a Washington state drug discount agreement.
- (4) The department shall use the following process to determine when a drug preparation requires prior authorization:
- (a) Review objective, scientific information and utilization data for appropriateness according to the criteria in subsection (((2))) (3) of this section; or
- (b) Provide for the potential appointment of an advisory committee by the secretary in accordance with RCW 43.20A.360 to review and advise the medical assistance administration whether the drug preparation requires prior authorization; and
- (c) Make appropriate changes in the ((need to not)) requirement of prior ((nuthorize)) authorization as to a drug preparation when consistent with subsection ((12)) (3) of this section, and may accept recommendations of the advisory committee providing that action is in compliance with regulations governing the program and with acceptable management policies.
- (((44))) (5) Until January 1, 1994 the department shall ((comply with federal Medicaid laws to)) not require prior authorization for any new biological or drug that the federal Food and Drug Administration approves ((for a period of six months after such approval)) between July 1, 1993 through December 31, 1993.

AMENDATORY SECTION (Amending Order 3286, filed 11/19/91, effective 12/20/91)

WAC 388-91-020 Drugs-Requiring authorization.

- (1) The pharmacist shall make a request to the department for drugs requiring prior authorization before dispensing the drug. The request shall be supported by the medical diagnosis and include proper justification for the drug. Drugs requiring prior authorization also include those drugs for which the drug manufacturer/labeler has failed to sign a Washington state drug discount agreement.
- (2) ((Payment)) The department may ((be made)) pay for drugs requiring prior authorization which are prescribed without prior authorization only:
 - (a) In an acute emergency((, and));
- (b) If the physician can substantiate that a drug is mandatory((-)); and
- (c) The department ((shall receive)) receives justification within seventy-two hours for consideration.

WSR 93-20-054 RESCISSION OF EMERGENCY RULES DEPARTMENT OF SOCIAL AND HEALTH SERVICES

(Institutions)

[Order 3594A—Filed September 30, 1993, 2:58 p.m., effective October 1, 1993]

Date of Adoption: September 30, 1993.

Purpose: Rescind WSR 93-16-004 filed July 22, 1993. The mental health division does not want an emergency as documented because a "new" emergency filed September 30, 1993, adds further ancillary services schedule of charges.

Citation of Existing Rules Affected by this Order: Rescinding WAC 275-16-030 Schedule of charges identified as WSR 93-16-004.

Effective Date of Rule: October 1, 1993.

September 30, 1993 Dewey Brock, Chief Office of Vendor Services

WSR 93-20-059 EMERGENCY RULES DEPARTMENT OF HEALTH

(Board on Fitting and Dispensing of Hearing Aids) [Filed October 1, 1993, 10:38 a.m.]

Date of Adoption: September 30, 1993.

Purpose: Establish a fee for new fee category in hearing aid law, allowing licensees to put their license into an "inactive" status with a reduced fee.

Statutory Authority for Adoption: RCW 43.70.250.

Pursuant to RCW 34.05.350 the agency for good cause finds that immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.

Reasons for this Finding: To make inactive status available to currently renewing licensees.

Effective Date of Rule: Immediately.

September 30, 1993 Bruce A. Miyahara Secretary

AMENDATORY SECTION (Amending Order 173, filed 6/17/93, effective 7/25/93, amending Order 173, filed 6/6/91, effective 7/7/91 [WSR 93-14-011, filed 6/24/93, effective 7/25/93])

WAC 246-828-990 Hearing aid fitter/dispenser fees. The following fees shall be charged by the professional licensing division of the department of health:

Title of Fee Fee

Trainee:

Initial application \$200.00
Trainee transfer of sponsor—Within fifteen days 50.00

100.00
100.00
\$350.00
200.00
175.00
340.00
272.00
15.00
15.00
175.00
<u>175.00</u>

Reviser's note: The bracketed material preceding the section above was supplied by the code reviser's office.

Reviser's note: RCW 34.05.395 requires the use of underlining and deletion marks to indicate amendments to existing rules. The rule published above varies from its predecessor in certain respects not indicated by the use of these markings.

WSR 93-20-069 EMERGENCY RULES DEPARTMENT OF LABOR AND INDUSTRIES

[Filed October 1, 1993, 11:48 a.m.]

Date of Adoption: October 1, 1993.

Purpose: To implement the Washington state resource based relative value scale in order to provide ease of billing for the program's service providers.

Citation of Existing Rules Affected by this Order: Repealing WAC 296-31-095; and amending WAC 296-30-080, 296-30-081, and 296-31-020 through 296-31-090.

Statutory Authority for Adoption: Chapter 7.68 RCW. Pursuant to RCW 34.05.350 the agency for good cause finds that immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.

Reasons for this Finding: The department must amend the rules cited in order to continue in effect the schedule of maximum fees that is necessary for the department to remain within its budget constraints.

Effective Date of Rule: Immediately.

October 1, 1993
Dorette M. Markham
for Mark O. Brown
Director

AMENDATORY SECTION (Amending Order 85-37, filed 12/11/85)

WAC 296-30-080 Counseling for sexual assault. (1) Pursuant to RCW 7.68.070(12), the department shall pay for counseling for victims of sexual assault and, when appropriate, for members of a victim's immediate family. An immediate family member shall be defined as the victim's parents, spouse, child(ren), siblings, grandparents, and those

members of the same household who have assumed the rights and duties commonly associated with a family and who hold themselves out as a family unit.

- (2) Counseling for the above defined family members is appropriate when:
- (a) The counseling is for the spouse, child, parent, or sibling of the victim who suffers psychological trauma as a result of the sexual assault; or
- (b) The family member and victim live in the same household and the family member suffers psychological trauma as a result of the sexual assault; or
 - (c) The family member sees the assault; or
 - (d) Counseling of the family member will aid in the ictim's recovery.
- (((3) Evaluation and counseling must be done by a counselor with an MSW or equivalent degree, a PhD psychologist, or a psychiatrist. The fee for an MSW or equivalent degree for 45-50 minutes with report 40 units.))

AMENDATORY SECTION (Amending WSR 92-23-034, filed 11/13/92, effective 12/14/92)

WAC 296-30-081 Acceptance of rules and fees for medical and mental health services. Providing medical or counseling services to an injured crime victim whose claim for crime victims compensation benefits has been accepted by the department constitutes acceptance of the department's medical aid rules and compliance with its rules and fees. Maximum allowable fees shall be those fees contained in ((WAC 296-21-010 through 296-23A-425, WAC 296-30-080 and in WAC 296-31-090 through 296-31-095)) the publications entitled Medical Aid Rules and Fee Schedules and Crime Victims Compensation Mental Health Treatment Rules and Fees, less any available benefits of public or private collateral resources, except as follows:

(((1))) The percentage of allowed charges authorized by WAC 296-23A-105: Payment for hospital inpatient and outpatient services, WAC 296-23A-155: New hospitals, WAC 296-23A-160(3): Excluded and included services, and WAC 296-23A-165: Out-of-state hospitals shall be equal to the percentage of allowed charges established by the department of social and health services under Title 74 RCW and WAC 388-87-070(6): Payment hospital inpatient services.

(((2) The conversion factors established by WAC 296-23A-115 are modified to the following:

- (a) Radiology (codes 70000 through 79999) \$5.29.
- (b) Pathology and laboratory (codes 80000 through 89999) \$.50.
 - (c) Physical therapy (codes beginning with 9) \$1.15.
- (3) The conversion factors established by WAC 296-20-135 are modified to the following:
- (a) Medicine, mental health services, chiropractic, physical therapy, drugless therapeutics, and nurse practitioner—\$1.15.
 - (b) Anesthesia \$17.12.
 - (c) Radiology \$5.29.
 - (d) Pathology \$.50.
 - (e) Surgery \$60.54.
- (f) Independent medical examinations and independent mental health assessments (procedure codes Z0001 through

Z0045 as contained in the Medical Examiner's Handbook) - \$1.35.))

If any of the maximum allowable fees in the publications entitled Medical Aid Rules and Fee Schedules and Crime Victims Compensation Mental Health Treatment Rules and Fees is lower than the maximum allowable fees for those procedures established by the department of social and health services under Title 74 RCW, the Title 74 RCW fees are the maximum allowable fees for those procedures.

Prior to the establishment or amendment of the fee schedules, the department will give at least thirty calendar days notice by mail to interested persons who have made timely request for advance notice of the establishment or amendment of the fee schedules. To request advance notice of the establishment or amendment of the medical fee schedules, interested persons must contact the department at the following address:

Department of Labor and Industries
Health Services Analysis
P.O. Box 44322
Olympia, WA 98504-4322

To request advance notice of the establishment or amendment of the mental health fee schedules, interested persons must contact the department at the following address:

Department of Labor and Industries
Crime Victims Compensation Section
P.O. Box 44520
Olympia, WA 98504-4520

An injured victim shall not be billed for his or her accepted injury. The department shall be billed only after available benefits of public or private insurance have been determined.

If the service provider has billed the injured victim and is later notified that the department has accepted the victim's claim, the provider shall refund to the injured victim any amounts paid that are in excess of the amounts that the victim is entitled to from public or private insurers, and bill the department for services rendered at fee schedule rates if such rates are in excess of the public or private insurance entitlements.

AMENDATORY SECTION (Amending WSR 92-23-033, filed 11/13/92, effective 12/14/92)

WAC 296-31-020 Definitions. This section explains the department's definitions of terms used throughout the sections as they apply to claimants.

Acceptance, accepted condition: Determination, in writing, by a qualified representative of the department, that reimbursement for the diagnosis and rehabilitative treatment of a claimant's mental health condition are the responsibility of the department. The condition being accepted must be specified by one or more diagnostic codes from the current edition of the International Classification of Diseases, Clinically Modified (ICD-CM), or by DSM III-R, and by use of words to describe the symptoms connected to or citing ICD-CM or DSM III-R diseases.

Authorization: Notification, in writing or by telephone, by a qualified representative of the department, that specific

necessary treatment, services, or equipment recommended by a provider for the diagnosis or rehabilitative treatment of an accepted condition will be reimbursed by the department. Providers must insure they maintain records indicating the name of the qualified representative who authorizes treatment or equipment.

Claimant: A person who submits, or on whose behalf is submitted, an application for benefits under the Crime Victims Act.

Consultation: The services rendered by a mental health provider whose opinion or advice is requested by the attending (treating) mental health provider, or agency, or by the department in the evaluation and/or treatment of a claimant. Case management or case staffing does not constitute a consultation. Treatment of a claimant is not a consultation.

Crisis intervention: Therapy to alleviate the most pressing problems and attempt to use the crisis as an opportunity for positive change; the vital mental and safety functions of the client are stabilized by providing support, structure and, if necessary, restraint.

Disability awards for mental health conditions: Direct monetary compensation that may be provided to an eligible claimant who is either totally temporarily disabled, permanently partially disabled, or totally permanently disabled resulting from an accepted condition. Under Washington law, permanent disability awards are based solely on mental impairment due to the accepted injury or conditions without consideration of economic factors. Disability rating exams must be provided by a physician.

Elective nonemergent hospital admission: Placement of the claimant in an acute care hospital or residential treatment facility for mental health treatment of a claim related mental health condition which may be safely scheduled in advance without jeopardizing the claimant's health or treatment outcome.

Emergent hospital admission: Placement of the claimant in an acute care hospital, psychiatric hospital, or, residential treatment facility for treatment of a claim related mental health condition of an unforeseen or rapidly progressing nature which, if not treated in an inpatient setting, is likely to jeopardize the claimant's health or treatment outcome.

Family therapy: Therapy involving the therapist, and one or more members of the claimant's family (excluding the perpetrator if also a family member) and which centers on issues resulting from the claimant's assault.

Group therapy: Therapy involving the claimant, the therapist, and one or more clients who are not related to the claimant and which includes issues both related to the claimant's assault and pertinent to other group members, not necessarily related to the claimant's assault.

Homicide survivor: An immediate family member of a homicide victim as the result of a criminal act committed on or after July 1, 1992. Homicide survivors may receive appropriate counseling to assist them with the immediate, near term consequences of the related effects of the homicide.

Immediate family members: Any claimant's parents, spouse, child(ren), siblings, grandparents, and those members of the same household who have assumed the rights and

duties commonly associated with a family and who hold themselves out as a family unit.

Individual therapy: Therapy provided on a one to one basis between a therapist and claimant.

Mental health services provider: Any person, firm, corporation, partnership, association, agency, institution, or other entity providing any kind of mental health services related to the treatment of a claimant. This includes, but is not limited to, hospitals, psychiatrists, psychologists, advanced registered nurse practitioners with a specialty in psychiatric and mental health nursing, registered and/or certified master level counselors, and other qualified service providers licensed, registered and/or certified with the department of health and registered with the crime victims program. (Refer to WAC 296-31-030 for specific details.)

Modified work status: When the claimant is not able to return to previous work, but is capable of carrying out work of a lighter, or otherwise different nature.

Necessary treatment: Those health services or treatments which, in the opinion of the director or his or her designee are:

Proper and necessary for the diagnosis or rehabilitative treatment of an accepted condition;

Reflective of accepted standards of good practice within the scope of the provider's license, certification, or registration:

Not delivered primarily for the convenience of the claimant, the claimant's attending provider, or any other provider; and

Provided at the least cost and in the least intensive setting of care consistent with accepted standards of care/accepted therapeutic practice and with the other provisions of this definition. Services which are inappropriate to the accepted condition, or which present hazards in excess of the expected mental health benefits, are not considered necessary. Services which are obsolete are not authorized. Services which are controversial, experimental, or investigational are presumed not to be consistent with accepted standards of care and shall only be authorized on an individual case basis with written authorization for the service from the department.

Office notes: Written records of treatment, or other work products, documenting specific charges billed, as opposed to reports of evaluation and progress independently submitted to the department or to other parties.

Permanent partial disability: Providers are required to notify the department of any claimant's accepted condition where permanent functional impairment or loss is indicated after maximum rehabilitation has been achieved, which is determined to be stable and fixed at the time the evaluation is made. The department will arrange to have impairments rated using the category system under WAC 296-20-200 et al.

Regular work status: When the injured claimant is capable of returning to his/her regular work, the attending provider must notify the claimant and the department of the specific date of release to return to regular work. Time loss compensation will be terminated on the release date. Further treatment may be allowed as requested by the attending provider if the condition is not stable or fixed and treatment is needed for the accepted condition.

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Repressed memory: A condition of not having or had conscious memory of an act. For the purpose of these rules describing this condition under this section the definition means that a claimant regained conscious memory of victimization caused by a criminal act committed against them as a minor.

Temporary partial disability: Partial time loss may be paid when the claimant can return to work on a limited basis, or, return to a lesser paying job is necessitated by the accepted condition. However, the claimant must have a reduction in wages of at least five percent before loss of earning power can be paid.

Termination of treatment: When treatment is no longer required because the accepted condition for which the claim was allowed has become stable, the provider must submit a report indicating the date the condition became stable to the department. This is necessary to initiate closure of the crime victim's compensation claim.

Time loss certification: Certification from a physician based upon findings which are specific symptoms that an accepted condition of a claimant either partially or totally incapacitates the claimant from returning to work. Such symptoms may include, but are not limited to: Anxiety, depression, loss of appetite, weight loss, flat affect, inability to concentrate, inability to complete tasks. The department requires that all claims for time loss compensation must be certified by a physician.

Total permanent disability: A condition permanently incapacitating a claimant from performing any work at any gainful occupation.

Total temporary disability (time loss): The claimant is temporarily unable to return to any type of reasonably continuous gainful employment as a direct result of an accepted condition. Time loss compensation will be paid if the victim was employed on the date of their criminal injury, or, if not, if the victim was employed three or more consecutive months during the twelve months immediately preceding the date of the assault.

Utilization review: The assessment of a claimant's mental health care for assurance that it is necessary and of good quality. Assessments typically consider the appropriateness of the place of care, level of care, and the duration, frequency or quantity of services provided in relation to the accepted condition being treated.

Victim: A person who suffers bodily injury or death as the proximate result of a criminal act of another person, the claimant's own good faith and reasonable effort to prevent a criminal act, or his or her good faith effort to apprehend a person reasonably suspected of engaging in a criminal act. For the purposes of receiving benefits, "victim" is interchangeable with "employee" or "worker" as defined in the Industrial Insurance Act. For the purpose of these rules "bodily injury" means any harmful or offensive touching, and includes severe emotional distress where no touching takes place as defined and under the conditions outlined in WAC 296-30-010(2).

AMENDATORY SECTION (Amending WSR 92-23-033, filed 11/13/92, effective 12/14/92)

- WAC 296-31-060 Reporting requirements. The department may require reports at any time as is necessary in order to determine initial or continued authorization of benefits or services. However, the department requires the following reports at various stages of a claim in order to authorize mental health treatment or services, time loss compensation, and bill payments for innocent victims of crime:
- (1) Initial report of injury: To establish a claim, an application for benefits must be completed and submitted to the department. The provider may bill under code 90001 for the filing of the application. In addition, the examination or assessment charge may be billed. Reimbursement of these services will be paid if the claim is allowed by the department. Billing for an extended or comprehensive visit of more than one hour may require submission of additional reports.
- (2) Initial evaluation report: This report may be submitted with the application for benefits by either the provider or claimant, or no later than thirty days from the date of first treatment. The report must include the preliminary diagnosis and symptoms, proposed treatment plan and treatment goals, and expected length of treatment. It must also include a diagnosis of any preexisting conditions and their potential effect on the condition resulting from the assault. Any change in session frequency from that stated in this report will require authorization.
- (3) Office notes and follow-up visits: Legible copies of office or progress notes or other work products may be, as determined by the department, required documentation to substantiate all follow-up visits or treatment following the initial evaluation. Office notes are not acceptable in lieu of requested narrative reports.
- (4) Ninety-day narrative reports: When treatment is to continue beyond ninety days from the first date of treatment, submission of a narrative report is required every ninety days to substantiate the need for continued care. A narrative report must contain the basic information outlined in these rules. A narrative report should be billed under code 99080 and described as a ninety-day report. Treatment in excess of ninety days may be authorized by the department only after receipt and review of the ninety-day narrative report. Absence of a response from the department to a report or preauthorization request shall constitute authorization for continued treatment. When treatment beyond ninety days will not be authorized or is authorized with limits on frequency or provider type, notification will be sent by the department giving a thirty-day transition period. In the case of a contested decision, a claimant or a provider may file a written protest to the department or appeal to the board of industrial insurance appeals. The information required for the narrative report is contained under WAC 296-31-090.
- (5) **Hospital reports**: When the claimant is hospitalized, it is the responsibility of the attending mental health provider to submit his or her reports to the hospital for submission with the hospital billing. The attending mental health provider may bill for hospital visits without attaching copies of the reports.

- (6) Consultation reports: To substantiate treatment of more than one hundred eighty days, a consultation with a consultant chosen by the attending mental health provider is required. The department may require the claimant to be examined by the consultant as part of the consultation process with supervisory approval. Although no prior authorization is required for such consultations, the department must be notified when such consultation is arranged. The consultant is responsible for submitting a copy of the report as outlined in these rules within fifteen days from the date of the consultation. Treatment may only be authorized to extend beyond one hundred eighty days in mental health cases after the department has received this report. Absence of response, by the department upon receipt of the report shall constitute authorization for additional treatment. When extended treatment will not be authorized or will be terminated, notification will be sent by the department giving a thirty-day transition period. See WAC ((296-20-035 and 296-31-095)) 296-20-01002 for consultation report requirements.
- (7) Ninety-day follow-up reports: Following the one hundred eighty-day report and consultation, additional narrative reports are still required at ninety-day intervals. The department may request additional consultations and/or independent assessments as warranted by the individual case.
- (8) **Termination reports**: When a mental health practitioner discontinues treatment of a claimant because the condition for which treatment was provided is fixed and stable or for any other reason, a termination report shall be completed and provided to the program within sixty days of the last visit.
- (9) **Reopening application**: On claims closed over sixty days, the department will pay for completion of a reopening application (Code 90097), an office visit and diagnostic studies necessary to complete the application, (see WAC ((296-20-097)) 296-20-01002). No other benefits will be paid until the adjudication decision is rendered.

AMENDATORY SECTION (Amending WSR 92-23-033, filed 11/13/92, effective 12/14/92)

WAC 296-31-065 Ongoing treatment. (1) Cases that remain open more than one hundred eighty days: When the claimant requires treatment beyond one hundred eighty days, a consult with another mental health provider is necessary to determine and/or establish the need for continued treatment and/or payment of time-loss compensation. This may be accomplished by the attending mental health provider in consultation with a provider who also satisfies the department requirements. A detailed consultation report must be provided to the department.

Three levels of consultation are recognized: Limited, extensive and complex. Detailed descriptions of each type of consultation are included in the publication entitled Crime Victims Compensation Mental Health Treatment Rules and Fees.

(2) Procedures and/or continued treatment requiring consultation: In the event of complication, controversy, or dispute over the treatment aspects of any claim, the department will not authorize continued treatment until the complication, controversy, or dispute has been resolved and

the department has received notification of any findings and reviewed any recommendations.

- (a) The department may consider claims as complicated, controversial or disputed when involving treatment or conditions as follows:
- (i) All individual counseling or psychotherapy, pertaining to immediate family members, requiring treatment sessions of more than twelve visits.
- (ii) All family therapy visits, not including the claimant, requiring more than twelve visits.
- (iii) All conditions not related to the accepted condition involving emotional, psychiatric, or social problems which are likely to complicate recovery.
- (iv) All therapeutic procedures of a controversial nature or type not in common use for the specific condition.
- (v) Cases where there are complications or unfavorable circumstances such as age, preexisting conditions, or, because of occupational requirements, etc.
 - (vi) Elective nonemergent hospital admission.
- (vii) Any other circumstance that the department may define.
- (b) The department may resolve issues of claim complication, controversy, or dispute using consultants, independent assessments and/or requesting a review of policies or procedures by the department's mental health advisory committee. The committee may recommend courses of action to resolve these issues to including, but not limited to, recommendation of an independent assessment.
- (c) In cases presenting diagnostic or therapeutic problems difficult to resolve to the attending mental health provider (psychiatrist, psychologist and/or counselor), consultation with a specialist will be allowed without prior authorization. The consultant must submit his or her findings and recommendations immediately to the attending provider and the department. See WAC 296-31-095 and 296-20-035 for report contents and requirements.
- (i) Whenever possible, the referring mental health provider should make his or her records available to the consultant to avoid unnecessary duplication. Consultants may proceed with indicated and reasonable diagnostic studies as permitted within their scope of practice.
- (ii) Consultations must be held within the local geographic area of the claimant's residence, if possible, and with a consultant not having a mutual proprietary or business interest with the attending mental health provider. Exceptions to this requirement may be made only with department preauthorization. The department does not prohibit the use of members of the same professional or social associations.
- (iii) The mental health provider will not arrange a consultation if notification has been received that an independent assessment is being arranged by the department. If a recent consultation has been completed and the attending mental health provider is notified that the department is arranging an assessment, the department must be advised immediately of the consultation.
- (iv) The consultation fee will be paid only if a consultation report is complete (see WAC 296-20-035 ((and 296-31-095))) and contains all psychological findings as well as all pertinent negative or normal findings. The report must be received in the department within fifteen days from the date of the consultation. No fee may be paid to the consultant,

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by the department, if the claimant misses/fails to attend the appointment. However, the claimant may be billed directly.

- (v) The consultant may not order, prescribe, or provide treatment without the consent of the claimant. No transfer will be made to the consultant without the written request of the claimant.
- (3) Concurrent treatment: In some cases, treatment by more than one provider may be allowed. The department will consider authorization of concurrent treatment when the accepted condition requires specialty or multidisciplinary care. When requesting consideration of concurrent treatment, the attending mental health provider must provide the department with the following: The name, address, discipline, and specialty of all other providers requested to assist in the treatment of the claimant and an outline of their responsibility in the case and an estimate of the length of the period of concurrent care. When concurrent care is allowed, the department will recognize one primary attending mental health provider, who will be responsible for directing the over-all treatment program; providing copies of all reports and other data received from the involved providers and, in time loss cases, providing the adequate certification evidence of the claimant's inability to work. The department will approve concurrent care on an individual case basis.
- (4) Transfer of attending provider: All transfers from one provider to another must be approved by the department. Normally transfers will be allowed only after the claimant has been under the care of the attending mental health provider for sufficient time for the provider to: Complete the necessary diagnostic studies, establish an appropriate treatment regimen, and evaluate the efficacy of the therapeutic program. Under RCW 51.36.010 claimants are entitled to free choice of attending provider subject to the limitations of RCW 7.68.130. Except as provided under (a) through (g) of this subsection, no reasonable request for transfer will be denied. The claimant must be advised when and why a transfer is denied. The department reserves the right to require a claimant to select another provider for treatment, under the following conditions:
- (a) When more conveniently located providers, qualified to provide the necessary treatment, are available.
- (b) When the attending provider fails to cooperate in observance and compliance with the department rules.
- (c) In time loss cases where reasonable progress towards return to work is not shown.
- (d) Cases requiring specialized treatment, which the attending provider's authority is not qualified to render, or is outside the scope of the attending provider's authority to practice.
- (e) Where the department finds a transfer of provider to be appropriate and has requested the claimant to transfer in accordance with this rule, the department may select a new attending provider if the claimant unreasonably refuses or delays in selecting another attending provider.
- (f) In cases where the attending provider is not qualified to treat each of several accepted conditions. This does not preclude concurrent care where indicated.
- (g) No transfer will be approved to a consultant without the written request of the claimant. Transfers will be authorized for the foregoing reasons or where the department in its discretion finds that a transfer is in the best interest of returning the claimant to a productive role in society.

AMENDATORY SECTION (Amending WSR 92-23-033, filed 11/13/92, effective 12/14/92)

- WAC 296-31-080 Billing procedures. (1) All services rendered must be in accordance with these mental health treatment rules. The department may reject bills for services rendered in violation of these rules. The claimant may not be billed for services rendered in violation of these rules. However, claimants may be billed if they fail to keep or miss a properly scheduled appointment.
- (a) Bills must be itemized on department forms or other forms which have been approved by the department. Physicians, advanced registered nurse practitioners, psychologists, and masters level mental health counselors may use the National Standard HCFA 1500 Health Insurance Claim Form or the department's statement for crime victim services. When billing for treatment of a family member other than the claimant, you must identify the family member by name and relationship to the claimant. Hospitals use the ((UB-82)) UB-92 billing form for institution services and the National Standard HCFA 1500 Health Insurance Claim Form for professional services.
- (b) Bills must specify the date and type of service, the appropriate procedure code, the condition treated, and the charges for each service.
- (c) Every bill submitted to the department must be completed to include the following:
 - (i) Claimant's name and address;
 - (ii) Claimant's claim number;
 - (iii) Date of injury;
 - (iv) Referring provider's name;
 - (v) Dates of service;
 - (vi) Place of service;
 - (vii) Type of service;
- (A) Psychiatrists and psychologists use type of service
 - (B) Master level counselors use type of service M.
- (C) Advanced registered nurse practitioners (ARNP) use type of service N.
- (viii) Appropriate procedure code or hospital revenue code.
- (ix) Description of service; if mental health patient is not the claimant, give name and relationship to the claimant;
 - (x) Charge;
 - (xi) Units of service;
 - (xii) Total bill charge;
 - (xiii) Provider of service;
 - (xiv) Group, clinic, center, or facility name;
 - (xv) Billing address;
 - (xvi) Federal tax information;
 - (A) Federal tax identification number; or
 - (B) Social Security number.
 - (xvii) Date of billing;
- (xviii) Submission of supporting documentation required under (f) of this subsection;
- (xix) Private or public insurance eligibility and amounts paid.
- (d) Responsibility for the completeness and accuracy of the description of services and charges billed rests with the provider rendering the service, regardless of who actually completes the bill form.

- (e) Providers are urged to bill on a monthly basis. Bills must be submitted within ninety days from the date of service to be considered for payment. If insurance or public agency collateral resources exist bills must be received within ninety days following payment or rejection by the resource. A copy of the payment or rejection must accompany the bill.
- (f) The following supporting documentation must be maintained and submitted when billing for services, as may be appropriate:
 - (i) Intake evaluation;
 - (ii) Progress reports;
 - (iii) Consultation reports;
 - (iv) Special or diagnostic study reports;
 - (v) Independent assessment or closing exam reports;
- (vi) For BR procedures see WAC 296-31-090 for requirements;
 - (vii) Claimant public or private insurance information.
- (g) The claim number must be placed in the upper right hand corner on each bill and on each page of reports and other correspondence.
- (h) Rebills. If a provider does not receive payment or notification from the department within ninety days, services may be rebilled. Rebills must be submitted for services denied if a claim is closed or rejected and subsequently reopened or allowed. Rebills should be identical to the original bill: Same charges, codes, and billing date. The statement "rebill" must appear on the bill.
- (i) Any inquiries regarding adjustment of charges must be submitted within ninety days from the date of payment to be considered.
- (j) Any denied charge may be protested in writing to the department or appealed to the board of industrial insurance appeals.
- (2) Allowance and payment for medication. The department will pay for medications or supplies dispensed for the treatment of conditions resulting from a crime victim injury and/or conditions which are retarding the recovery from the claimant's condition, for which the department has accepted temporary responsibility. Specific information governing allowance and payment for medication is contained in WAC 296-20-17001.
 - (3) Payment of out-of-state providers.
- (a) Providers of mental health services in the bordering states of Oregon and Idaho shall bill and be paid according to Washington state rules.
- (b) Providers of health services in other states and other countries shall be paid at rates which take into account:
- (i) Payment levels allowed under the state of Washington crime victims compensation program rules;
- (ii) Payment levels allowed under crime victims compensation or workers compensation programs in the state of the provider's place of business; and
- (iii) The usual, customary, and reasonable charges in the state and city of the provider's place of business.
- (c) In all cases these payment levels are the maximum allowed to providers of services to claimants. Should a provider's charge exceed the payment amount allowed under the state of Washington crime victim compensation program rules, the provider is prohibited from charging the claimant for the difference between the provider's charge and the allowable rate. Providers violating this provision are

ineligible to treat claimants as provided by these mental health rules and are subject to other applicable penalties.

- (d) Only those diagnostic and treatment services authorized under the state of Washington mental health rules may be allowed by the department. As determined by the department, the scope of practice of providers in bordering states may be recognized for payment purposes, except that in all cases WAC 296-20-03002 (treatment not authorized) shall apply. Specifically, services permitted under crime victims compensation programs in the provider's place of business, but which are not allowed chapters 296-20, 296-30, and 296-31 WAC of the state of Washington, may not be reimbursed. When in doubt, the provider should verify coverage of a service with the department.
- (e) Out-of-state hospitals will be paid according to WAC 296-30-081.

AMENDATORY SECTION (Amending WSR 92-23-033, filed 11/13/92, effective 12/14/92)

WAC 296-31-090 Mental health fees. (1) Rules and billing procedures are presented in detail in the previous sections, some commonalities are repeated here for the convenience of mental health providers referring to the mental health fee section. Definitions and items unique to billing procedures and fees are also included.

Psychiatric care may be billed without time dimensions according to the procedure or service as are medical or surgical procedures. In billing psychotherapy procedures, time is only one aspect and may be expressed as is customary in the local area. For example, the usual appointment length of an individual psychotherapy procedure may be signified by the procedure code alone. The modifier '-52' may be used to signify a service that is reduced or less extensive than the usual procedure. The modifier '-22' may be used to indicate a more extensive service. For example procedure code 90801 may be billed with modifier '-22' if the evaluation and report writing take more than an hour to complete. Thus, psychotherapy procedures may be reported by the procedure code alone or by the procedure code with a modifier.

Facility charges are not payable when a provider elects to use hospital facilities or other outpatient facilities in lieu of maintaining a private practice office.

(2) Definitions.

By report - BR (by report) in the value column indicates that the value of this service is too unusual, variable or new to be assigned a unit value. The report shall provide an adequate definition or description of the services or procedures that explain why the services or procedures are too unusual, variable, or complex to be assigned a relative value unit, using any of the following as indicated:

- (a) Diagnosis ICD9 DSM III.
- (b) Whenever possible, list the nearest similar procedure by number according to this schedule.

The department may adjust BR procedures when such action is indicated.

Maximum fees - The maximum allowable fee for a procedure is ((determined by multiplying the unit value of a procedure by the appropriate conversion factor)) the fee contained in the publication entitled Crime Victims Compensation Mental Health Treatment Rules and Fees. Prior to

the establishment or amendment of the fee schedules, the department will give at least thirty calendar days notice by mail to interested persons who have made timely request for advance notice of the establishment or amendment of the fee schedules. To request advance notice of the establishment or amendment of the fee schedules, interested persons must contact the department at the following address:

Department of Labor and Industries
Crime Victims Compensation Section
P.O. Box 44520
Olympia, WA 98504-4520

No fee is payable by the department for missed appointments unless the appointment is for an examination arranged by the department. Claimants may be billed directly for missed or "no show" appointments.

Mental health modifiers - Listed values for most procedures may be modified under certain circumstances. When applicable, the modifying circumstance should be identified by the addition of the appropriate "modifier code number" after the usual procedure number. The value should be listed as a single modified total for the procedure.

Report required - The values for procedures for which a report is required include the report fee. **Do not bill separately for these reports**.

Unusual or unlisted procedure - Value of unlisted services or procedures should be substantiated "by report" (BR). Refer to the definition of **By report** for reporting requirements.

- (3) ((Determination of conversion factors. Conversion factors are the base fees for determining the maximum amount paid by the department for procedures with specified unit values. To determine the maximum amount paid, the unit value for a specific procedure is multiplied by the appropriate conversion factor or base fee.)) Advanced registered nurse practitioners are reimbursed at ((eighty)) ninety percent of values listed for psychologists or psychiatrists.
- (4) Mental health services. The following graduated listing of services is an attempt to reflect the relative values of the time and skills required at the various service levels. The listed values apply only when performed by mental health providers registered with and authorized by the department to provide services to claimants through this program.

Modifier Unit Value

 ((-75))

-96 SPECIAL AGREEMENT WITH CRIME VICTIMS COMPEN-SATION PROGRAM: This modifier is to be used by providers who have a special agreement with the crime victims compensation program for certain designated procedures. Any request for special agreement should be directed to:

Crime Victims Compensation Program Special Claim Unit PO Box 44523 Olympia WA 98504-4523

THE VALUES FOR PROCEDURES FOR WHICH A REPORT IS REQUIRED INCLUDE THE REPORT FEE. DO NOT BILL SEPARATELY FOR THESE REPORTS.

((The unit values in the following procedure codes are in two categories. Psychologist/psychiatrist unit values are in the left hand column. Master level or equivalent unit values are in the right-hand column.

	MD -
	or
	Lie MSTR
	PHD-Level
Procedure	Unit Unit
Code	Value Value

SPECIAL-SERVICES

	SPECIAL-SERVICES	
90696	Preauthorized conference at the department's request relative to an individual case. Requires prior approval. Each 15 minutes.	
	 	+
99058	Office services provided on an emergency basis.	
	BR B	R
90001	Completion of the application for benefits.	
	 	θ
	Fee for completion of the application for	
	benefits payable to mental health provid-	
	ers only.	
99040	Completion of disability eard.	
	20 2	Λ

00000	NT 1		tive history of drug use (including also	
99080	Ninety day progress reports, written report		tive history of drug use, (including alco- hol) that might impair cognitive function-	
	is required. Report must include current DSM-III-R and/or ICD-9-CM diagno-		ing. Report and prior authorization re-	
	sis(es), their relationship (if any) to the		quired.	
	conditions sustained as the result of the		•	N/A
	eriminal act, a summary of the progress	₩0052		
	made toward therapy goals or issue reso-	110052	test or complete neuropsychological eval-	
	lutions established in the initial evalua-		uation, list test(s) conducted. Report(s)	
	tion, an estimate of the duration and		required.	
	frequency of further sessions; and an			BR
	updated prognosis for recovery.		THE LOCK THE PROCESS AS	
	35.0 35.0		THERAPEUTIC-PROCEDURES	
90097	Completion of a reopening application.	90841	Individual psychotherapy with continuing	
	Diagnostic studies associated with the		diagnostic evaluation including psycho-	
	reopening examination will be allowed in		analysis, insight orientated, behavior	
	addition to this fee.		modifying or supportive psychotherapy;	
	12.0 12.0		up to 15 minutes.	
GE	NERAL-CLINICAL-DIAGNOSTIC OR EVALUATIVE			10. (
01	PROCEDURES	90843	approximately 16 to 30 minutes	30.0
			35.0	20. 6
90801	Mental health diagnostic interview exami-	90844	approximately 31 to 60 minutes	40.0
	nation or initial intake evaluation includ-	G110.41		40.(
	ing history, mental status or disposition	SV841-	Family members of homicide victims	
	(may include communication with family		individual psychotherapy with continuing	
	or other sources, ordering and medical		diagnostic evaluation, and drug manage-	
	interpretation of laboratory or other diag-		ment when indicated, including psycho-	
	nostic studies; in certain circumstances		analysis, insight orientated, behavior modifying or supportive psychotherapy.	
	other informants will be seen in lieu of		Requires prior authorization and report;	
	the claimant). Report required.		up to 15 minutes.	
00005	Psychiatric evaluation of hospital records,		17.5	10.6
90823	other psychiatric reports, psychometric	SV843	approximately 16 to 30 minutes	10.0
	and/or projective tests and other accumu-	5 7 0 7 5		20.(
	lated data for diagnostic purposes (without	SV844	approximately 31 to 60 minutes	
	other informants or claimant interview).	5,011		40.(
	- 30.0 N/A	90846	Family psychotherapy (without the claim-	
90831	Telephone conference with or about		ant) per family member. Requires prior	
70051	claimant for therapeutic or diagnostic		authorization beyond twelve sessions	
	purposes. Requires written justification,			28.5
	identification of parties involved, report of		(Maximum fee allowable per session not	
	conference, and department authorization		to exceed 2 service units.)	
	(excluding other reporting required by	90847	Family psychotherapy (including the	
	law, i.e., child protective services).		claimant) per family member. Requires	
			prior authorization beyond twelve ses-	
90835	Narcosynthesis for psychiatric diagnostic		sions.	•••
	and therapeutic purposes, e.g., sodium			28.5
	amobarbital (Amytal) interview:		(Maximum total value per session not to	
			exceed 2 service units.)	
	TESTING-CODES	90849 -	-Multiple - Family group psychotherapy	
			(more than one family). Requires prior	
W0050			authorization beyond twelve sessions.	
	CPI; list test conducted. Report(s) is		Flat rate.	10 /
	required.	00050	Innations against ding psychotherapy	∠ŏ.:
111005		90850	- Inpatient care including psychotherapy	
W0051			and supervision of milieu team (e.g.,	
	plete battery only): Cognitive evaluation,		occupational therapy, psychiatric nursing, etc.) or conference with family; 60 min	
	including intelligence, verbal comprehen- sion, verbal reasoning, memory and learn-		utes, with report.	
	ing, visual/spatial abilities, and auditory,		a.e., 70.0	N/A
	tactile and visual perception tests. Emo-	90851	30 minutes, with report	. 1//
	tional and social assessments including	70031		N//

medication history, with positive or nega-

90852 15 minutes, with report	HOSPITAL-VISITS
90853 Group psychotherapy (other than a multi-	New or Established Patients
ple-family group) per claimant.	90200 Initial hospital care, BRIEF or LIMITED
50.0 28.5	history and physical examination, includ-
	ing initiation of diagnostic and treatment
PSYCHIATRIC—SOMATOTHERAPY	program, preparation of hospital records.
90862 Pharmacologic management, including	(Routine-visit.)
prescription, use, and review of medica-	30.0 N/A
tion with no more than minimal psycho-	90215 - Initial hospital care, INTERMEDIATE histo-
therapy:	ry and physical examination, including
	initiation of diagnostic and treatment
90870 Electroconvulsive therapy (includes neces-	program and preparation of hospital re-
sary monitoring); single seizure, requires	cords. (Serious or complicated case.)
prior authorization.	50.0 N/A
	90220 Initial hospital care, COMPREHENSIVE
90871 multiple seizures, per day, re-	history and physical examination, includ-
quires prior authorization	ing initiation of diagnostic and treatment
	program and preparation of hospital re-
OTHER-THERAPY	eords. (A complex case requiring an
00000 Hamatharany requires prior outhorize	unusual amount of time, skill, or judg-
90880 Hypnotherapy, requires prior authoriza-	ment and evaluation of the claimant as a
tion. 	whole accompanied by a detailed report in
90882 Environmental intervention for manage	addition to the application for benefits.)
ment purposes on a claimant's behalf.	
Requires authorization and report.	FOLLOW-UP-VISITS
30.0 17.1	90240 BRIEF examination, evaluation, and/or
90887 Interpretation or explanation of results of	treatment, same illness. (Follow-up hos-
mental health assessments and procedures,	pital care.)
or other accumulated data to family or	1
other responsible persons or advising	90250 LIMITED examination, evaluation, and/or
them how to assist the claimant (exclud-	treatment. Report required. (Routine
ing other reporting required by law i.e.,	follow-up-hospital-care.)
child-protective services).	
 	90260 INTERMEDIATE examination, evaluation,
90899 Unlisted services or procedures. Report	and/or treatment. Report required. (Seri-
required which describes and fully docu-	ous or complicated case.)
ments services rendered.	
 BR BR	90270 EXTENDED reexamination or reevaluation,
SPECIAL-PROGRAM	requiring an unusual amount of time,
	skill, or judgment, but not necessitating a
Nonroutine services requiring prior agreement with the	complete examination or reevaluation of
department. Approved special programs require prior	the claimant as a whole accompanied by
authorization for each case.	a report.
0285M CHILD/ ADOLESCENT-DAY-TREATMENT	00280 COMPREHENSIVE examination evaluation
Approved program intended to provide a	90280 COMPREHENSIVE examination, evaluation,
range and mix of planned and structured	or treatment. Report required.
services for seriously mentally ill persons	90292 Hospital discharge day management ac-
under the age of 18.	companied by a report.
 BR BR	30.0 N/A))
HOSPITAL-CARE	1411))
	REPEALER
Hospital care by the attending physician may be initial or subsequent in nature (see 90200-90280) and requires	•
Simple manufacture of the state	The following section of the Washington Administrative

Hospital care by the attending physician may be initial or subsequent in nature (see 90200-90280) and requires authorization. Should hospital care be elective or nonemergent preauthorization for admission is required. Should hospital care be emergent authorization for continued stay is required by the end of the following working day.

The following section of the Washington Administrative Code is repealed:

WAC 296-31-095 Consultation fees.

WSR 93-20-073 EMERGENCY RULES DEPARTMENT OF FISHERIES

[Order 93-114—Filed October 1, 1993, 4:17 p.m., effective October 3, 1993, 12:01 a.m.]

Date of Adoption: October 1, 1993. Purpose: Commercial fishing regulations.

Citation of Existing Rules Affected by this Order: Repealing WAC 220-47-909.

Statutory Authority for Adoption: RCW 75.08.080.

Pursuant to RCW 34.05.350 the agency for good cause finds that immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.

Reasons for this Finding: Opening in Area 6D provides opportunity to harvest nontreaty allocation of coho destined for the Dungeness River. The gillnet mesh size restriction is necessary to reduce impacts to chinook salmon. Release requirements in Area 6D are necessary to reduce impacts to chinook, pink, and chum salmon stocks. Opening in Area 7B provides opportunity to harvest nontreaty allocation of coho salmon destined for the Nooksack-Samish region of origin. The gillnet mesh size restriction and purse seine chinook release requirement, and in-season area restriction, continue to be necessary to reduce chinook impacts. Opening in Area 9A provides opportunity to harvest nontreaty share of Hood Canal hatchery-origin coho. Openings for the week of October 3-9 in Areas 10 and 11 are cancelled due to insufficient harvestable numbers in the nontreaty share of coho in the south Puget Sound area of origin. The Area 12A coho fishery is closed until further notice to eliminate impacts to summer chum stocks in that fishery. All other Puget Sound areas are closed to prevent overharvest of local salmon stocks.

Effective Date of Rule: October 3, 1993, 12:01 a.m.

October 1, 1993 Robert Turner Director

NEW SECTION

WAC 220-47-910 Puget Sound all-citizen commercial salmon fishery. Notwithstanding the provisions of Chapter 220-47 WAC, effective 12:01 a.m. Sunday October 3rd, 1993 until further notice, it is unlawful to take, fish for, or possess salmon or Atlantic salmon for commercial purposes taken from the following Puget Sound Salmon Management and Catch Reporting Areas except in accordance with the following open periods and mesh and area restrictions:

- * Area 6D Skiff gillnets using 5-inch minimum, 6-inch maximum mesh may fish from 8:00 a.m. to 7:00 p.m. daily, Monday and Tuesday October 4 and 5. Any chinook, pink, or chum salmon captured must be removed immediately from the net by cutting the meshes ensnaring the fish, and released.
- * Area 7B Gillnets using 5-inch minimum, 6-inch maximum mesh and purse seines using the 5-inch strip may fish continuously until 4:00 p.m. Friday October

- 22. Purse seines must release all chinook. In addition to the exclusion zones described in WAC 220-47-307, Area 7B is closed south of a line projected from Governors Point to the most northerly point of Vendovi Island.
- * Area 9A Will be open to gillnets and skiff gillnets using 5-inch minimum mesh from 6:00 a.m. Monday October 4 through 4:00 p.m. Friday October 8.
- * Areas 4B, 5, 6, 6A, 6B, 6C, 7, 7A, 7C, 7D, 7E, 8, 8A, 8D, 9, 10, 10A, 10C, 10D, 10E, 10F, 10G, 11, 11A, 12, 12A, 12B, 12C, 12D, 13, 13A, 13C, 13D, 13E, 13F, 13G, 13H, 13I, 13J, and 13K, all freshwater areas, and exclusion zones provided for in WAC 220-47-307 except as modified herein Closed.

REPEALER

The following section of the Washington Administrative Code is repealed effective 12:01 a.m. October 3, 1993:

WAC 220-47-909

Puget Sound all-citizen commercial salmon fishery. (93-110)

WSR 93-20-102 EMERGENCY RULES DEPARTMENT OF AGRICULTURE

[Order 5015—Filed October 5, 1993, 3:49 p.m.]

Date of Adoption: October 5, 1993.

Purpose: To establish an interal [interior] quarantine against the pest known as the pea cyst nematode. The rule specifically restricts movement of machinery, products and soil from infested fields unless they are washed or treated to prevent pest movement.

Citation of Existing Rules Affected by this Order: Amending [new section] WAC 16-470-92005 through 16-470-92040.

Statutory Authority for Adoption: Chapter 17.24 RCW. Pursuant to RCW 34.05.350 the agency for good cause finds that immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.

Reasons for this Finding: The pea cyst nematode is a serious pest that threatens the pea and lentil crops in this state. The market for export crops that are grown in rotation with peas will be limited if the state fails to act. The state is likely to be quarantined by the federal government if we fail to enact this rule.

Effective Date of Rule: Immediately.

October 5, 1993 John King Acting Director

Emergency [26]

NEW SECTION

WAC 16-470-92005 Quarantine — Pea cyst nematode — Establishing. An interior quarantine is established under chapter 17.24 RCW against the pest known as pea cyst nematode, Heterodera goettingiana Liebscher. The pea cyst nematode is a serious nematode pest which threatens the production of peas, vetch, lentils, and other vegetable crops as well as reduces the market for other major corps such as potatoes, flower bulbs and ornamental crops grown in rotation. The pea cyst nematode, not known to occur elsewhere in the United States, has been detected in Washington. The director has determined that the spread of this infestation would entail great economic loss to the horticultural and other agricultural interests of this state and has established this quarantine setting forth rules for the movement of regulated articles from the infested areas.

NEW SECTION

- WAC 16-470-92010 Pea cyst nematode quarantine Definitions. The definitions set forth in this section shall apply to WAC 16-470-9005 through WAC 16-470-92040, unless the context otherwise requires. (1) "Certificate" or "certificate of inspection" means an official document certifying compliance with the requirements of WAC 16-470-92005 through WAC 16-470-92040. The term "certificate" includes labels, rubber stamp imprints, tags, permits, written statements, or a form of inspection and certification document that accompanies the movement of inspected and certified plant material and plant products.
- (2) "Compliance agreement" means a written agreement between the department and a person engaged in growing, handling or moving articles, plants or plant products regulated under WAC 16-470-92020, in which the person agrees to comply with stipulated requirements.
- (3) "Farm tool" means an instrument worked or used by hand, e.g., hoes, rakes, shovels, axes, hammers, and saws.
- (4) "Pea cyst nematode" means the nematode known as the pea cyst nematode (*Heterodera goettingiana*), in any stage of development.
- (5) "Infestation" means the presence of the pea cyst nematode or the existence of circumstances that make it reasonable to believe that the pea cyst nematode is present.
- (6) "Mechanized cultivating equipment; and mechanized harvesting equipment" means mechanized equipment used for soil tillage, including tillage attachments for farm tractors, e.g., tractors, disks, plows, harrows, planters, and subsoilers; mechanized equipment used for harvesting purposes, e.g., combines, conveyors, and harvesters and hay balers.
- (7) "Mechanized soil-moving equipment" means equipment used for moving or transporting soil, e.g., draglines, bulldozers, dump trucks, road scrapers, etc.

Reviser's note: The typographical error in the above section occurred in the copy filed by the agency and appears in the Register pursuant to the requirements of RCW 34.08.040.

NEW SECTION

- WAC 16-470-92015 Pea cyst nematode quarantine Regulated area. Area regulated under the pea cyst nematode quarantine includes real or personal properties within the counties of Skagit, Lewis and other counties within the state where pea cyst nematode is confirmed by the department, and where the following conditions apply:
- (1) The department has identified pea cyst nematode or the real or personal property has been identified as a recipient of infected plants or contaminated soil, plant parts, equipment or tools; and
- (2) The occupants and owners of those properties have been notified in writing by the department of the pea cyst nematode infestation or the receipt of infected plants, and the conditions and requirements of this quarantine as provided in WAC 16-470-92005 through WAC 16-470-92040.

Regulated areas are subject to the restrictions provided in WAC 16-470-92005 through WAC 16-470-92040.

NEW SECTION

- WAC 16-470-92020 Pea cyst nematode quarantine Regulated articles. Articles regulated under the pea cyst nematode quarantine include all parts or portions of the pea cyst nematode. In addition the following are regulated articles and are hereby declared to be hosts or possible carriers of the pea cyst nematode and shall not be moved from the regulated areas prescribed in WAC 16-470-92015 either directly, indirectly, diverted or reconsigned, except as provided for in WAC 16-470-92025 and WAC 16-470-92030:
- (1) All plant or plant parts of any pea, vetch, broad bean, lentil species including but not limited to the following:

COMMON NAME SCIENTIFIC NAME Garden Peas Pisum sativum Field/Broad Bean Vicia faba Vetch/winter Vetch V. sativa Hairy vetchling Lathyrus hirsuta Black pea L. niger Grass vetchling L. nissolia N/A L. ochrus Lentil Lens esculenta

- (2) Soil, compost, humus, muck, peat, and decomposed manure, separately or with other things;
- (3) Plants with roots, except soil-free aquatic plants or bare rooted stock when completely free from soil;
 - (4) Grass sod.
 - (5) Plant crowns and roots for propagation.
- (6) True bulbs, corms rhizomes, and tubers of ornamental plants.
 - (7) Potatoes for seed or table stock;
 - (8) All other root crops.
 - (9) All fodder, and plant litter, of any kind.
- (10) Used crates, boxes, and burlap bags, and other containers used for farm product.
 - (11) Used farm tools.
- (12) Used mechanized cultivating equipment and used harvesting equipment.
 - (13) Used mechanized soil-moving equipment.

(14) Any other products, articles, or means of conveyance of any character whatsoever when it is determined by the director that they present a hazard of spread of pea cyst nematode, and the person in possession has been so notified in writing.

NEW SECTION

WAC 16-470-92025 Pea cyst nematode quarantine — Conditions governing the movement of used tools and equipment. Used tools and equipment identified as regulated articles in WAC 16-470-92020 (10), (11), (12) and (13) are prohibited movement from the regulated areas prescribed in WAC 16-470-92015 unless such articles that may have come in contact with infected plants or contaminated soil are:

- (1) disinfected by washing with steam, high pressure hot water or other means approved by the director; and
- (2) protected from further contact with infected plants or contaminated soil.

NEW SECTION

WAC 16-470-92030 Pea cyst nematode quarantine — Conditions governing the movement of plants, plant parts and soil. (1) The movement of any plant, plant parts or soil listed in WAC 16-470-92020 from the regulated areas listed in WAC 16-470-92015 is prohibited except under the following conditions:

- (a) The regulated articles have been treated in a manner prescribed by the director to destroy any infestation; or
- (b) Have been grown, produced, manufactured, stored, or handled in such a manner under a compliance agreement that no infestation would be transmitted.
- (2) Regulated articles, moving out of the regulated area must be accompanied by an official certificate attesting compliance to the requirements in subsection (1) above.

NEW SECTION

WAC 16-470-92035 Pea cyst nematode quarantine — Compliance agreements and special permits. The director may enter into compliance agreements with persons, or issue special permits allowing movement of regulated articles under quarantine as specified in WAC 16-470-92020 not otherwise eligible for movement from the regulated area, subject to conditions that the director may prescribe to prevent introduction, escape or spread of the pea cyst nematode. Compliance agreements and special permits may be suspended or revoked for cause.

NEW SECTION

WAC 16-470-92040 Pea cyst nematode quarantine — Disposition of regulated articles moved in violation — Penalties. (1) All plants and plant parts listed in WAC 16-470-92020, moved from the regulated area established in WAC 16-470-92015 in violation of the requirements of WAC 16-470-92005 through WAC 16-470-92040 may be impounded by the department and treated, destroyed by incineration or burial in a landfill, or returned to the regulated area if such return does not present an undue hazard of spreading the infestation.

WSR 93-20-106 EMERGENCY RULES BUILDING CODE COUNCIL

[Filed October 5, 1993, 4:27 p.m.]

Date of Adoption: September 24, 1993.

Purpose: To adopt revised requirements for complying with window thermal efficiency standards in the Washington State Energy Code.

Citation of Existing Rules Affected by this Order: Amending WAC 51-11-0502 and 51-11-1006; and new section WAC 51-11-1011.

Statutory Authority for Adoption: Chapters 19.27, 19.27A, and 34.05 RCW.

Pursuant to RCW 34.05.350 the agency for good cause finds that immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.

Reasons for this Finding: The State Building Code Council (council), based on the following enumerated good cause, finds that an emergency affecting the general welfare of the state of Washington exists. The council further finds that immediate adoption and repeal of certain council rules is necessary for the public welfare and that observing the time requirements of notice and opportunity to comment would be contrary to the public interest.

The declaration of emergency affecting the general welfare of the state of Washington is based on the following findings:

In January 1993, the Federal Trade Commission (FTC) filed a lawsuit against Pacific Inspection and Research Laboratory, Inc. (PIRL) challenging the reliability of thermal value (U-value) tests conducted by PIRL on window products.

On August 30, 1993, the FTC and PIRL entered into a settlement agreement (FINAL JUDGMENT AND ORDER FOR PERMANENT INJUNCTION AND SETTLEMENT OF CLAIMS FOR RELIEF) whereby PIRL has agreed to retract the tested Uvalues for all thermal performance tests conducted between January 1, 1984, and March 16, 1992, and may either retract or correct thermal performance tests conducted after March 16, 1992. The settlement agreement will be entered as an order by the federal court having jurisdiction over the FTC v. PIRL lawsuit.

The council, under RCW 19.27A.020(5), maintains a list of the tested U-values for glazing products available in the state (window list). 442 tests conducted by PIRL prior to March 16, 1992, and 31 tests conducted after March 16, 1992, have been submitted to the council for placement on the window list.

The 473 PIRL tests comprise approximately 50% of the window list and according to testimony of representatives of Washington state window manufacturers, those 473 PIRL tests account for approximately 80% of the windows sold in the state of Washington. Following the retraction of the U-value test scores by PIRL, between 442 and 473 window products will be without tested U-values.

The council is responsible for adoption of the Washington State Energy Code (energy code), chapter 51-11 WAC. The energy code sets forth a requirement that thermal values

be tested U-values and that all glazing and doors be labeled with an overall product U-value that is no less than the actual tested U-value. See WAC 51-11-502.1.5.1. The labeled U-value is used in all calculations to determine compliance with the energy code. The energy code also provides that untested glazing and doors can be assigned U-values under the energy code's default tables. See WAC 51-11-502.1.5.1, Exception 4.

The current energy code authorizing statute specifies AAMA or ASTM thermal testing of windows. However, the industry standards are changing to National Fenestration Rating Council (NFRC) testing standards. The council has received testimony that only three laboratories in the United States are presently testing to AAMA standards. The lack of laboratory space, the costs of the tests and the change in the industry standard do not make retesting to AAMA standards feasible.

Currently, NFRC tested and certified values can be used to satisfy energy code compliance. See WAC 51-11-502.1.5.1, Exception 7. However, few window manufacturers currently have completed product line testing to NFRC standards which would allow the sale of window products under that exception to the code.

The current energy code default table contains punitive U-values for window products. Such a default table was adopted to encourage U-value testing ut is not usable to competitively sell windows in the marketplace.

The adoption of new interim default tables is required to allow the continued sale of existing PIRL-tested inventory to prevent chaos in the marketplace which would be caused by the inability of retailers and manufacturers to sell existing inventory and a shortage of window products.

The adoption of interim default tables will also prevent the immediate layoff of personnel in the window manufacturing industry which might otherwise occur in companies which have sold all or a majority of their products in reliance on PIRL tests and have not yet completed testing to NFRC standards.

The continuation of the sale of products under interim default tables will also preserve jobs in the construction industry, help assure that shortages of doors and window products are avoided and new housing is affordable and timely completed. A sufficient availability of windows is required for protection from vandalism and from the elements in current construction which might otherwise occur if builders are unable to purchase adequate quantities of window products to place in structures currently under construction.

The adoption of interim default tables will also prevent confusion among inspectors and building officials who are responsible for reviews of energy code compliance.

The adoption of interim default tables will also help to offset a disproportionate impact of the PIRL test retraction on small businesses, many of whom sell all or a substantial portion of their inventory in reliance on PIRL tests. Without the interim default table, many small businesses would have no mechanism by which to sell their products and could go out of business.

The elimination of approximately 80% of the tested products on the market would have an adverse effect on participation in programs sponsored by regional electric utilities which are designed to encourage energy efficient

homes and energy conservation. Less energy conservation is not in the best interest of the northwest given the future rate increases being faced by electric utilities.

The adoption of interim default tables based on average performance values from the ASHRAE tables will help assure regional electric utilities that they are getting what they are paying for in current conservation payment programs.

The council therefore adopts emergency rules under RCW 34.05.350 which are proposed in Attachment 2.

Effective Date of Rule: Immediately.

October 5, 1993 Gene Colin Chair

AMENDATORY SECTION (Amending WSR 92-01-140, filed 12/19/91, effective 7/1/92)

WAC 51-11-0502 Building envelope requirements.

502.1 General:

502.1.1: The stated U- or F-value of any component assembly, listed in Table 5-1 or 5-2, such as roof/ceiling, opaque wall or opaque floor may be increased and the U-value for other components decreased, provided that the total heat gain or loss for the entire building envelope does not exceed the total resulting from compliance to the U-values specified in this Section.

The U-values for typical construction assemblies are included in Chapter 10. These values shall be used for all calculations. Where proposed construction assemblies are not represented in Chapter 10, values shall be calculated in accordance with Chapters 19-27 in RS-1 listed in Chapter 7, using the framing factors listed in Chapter 10 where applicable

For envelope assemblies containing metal framing, the U-value shall be determined by one of the following methods:

- 1. Results of laboratory or field measurements.
- 2. Standard RS-25, listed in Chapter 7, where the metal framing is bonded on one or both sides to a metal skin or covering.
- 3. The zone method as provided in Chapter 22 of RS-1, listed in Chapter 7.
- 4. Effective framing/cavity R-values as provided from the following table for metal stud walls:

WALL FRAMING	CAVITY	INSULATION
	R-11	R-19
2 x 4 @ 16" o.c.	5.50	-
2 x 4 @ 24" o.c.	6.60	-
2 x 6 @ 16" o.c.	-	7.60
2 x 6 @ 24" o.c.	-	8.55

502.1.2: For consideration of thermal mass effects, see section 402.4.

- 502.1.3: When return air ceiling plenums are employed, the roof/ceiling assembly shall:
- a. For thermal transmittance purposes, not include the ceiling proper nor the plenum space as part of the assembly;
 and
- b. For gross area purposes, be based upon the interior face of the upper plenum surface.

502.1.4 Insulation:

- 502.1.4.1 General: All insulating materials shall comply with sections 1712 and/or 1713 of the Uniform Building Code. Substantial contact of the insulation with the surface being insulated is required. All insulation materials shall be installed according to the manufacturer's instructions to achieve proper densities, and maintain uniform R-values. To the maximum extent possible, insulation shall extend over the full component area to the intended R-value.
- 502.1.4.2 Insulation Materials: All insulation materials including facings such as vapor barriers or breather papers installed within floor/ceiling assemblies, roof/ceiling assemblies, walls, crawl spaces, or attics shall have a flame spread rating of less than twenty-five and a smoke density not to exceed four hundred fifty when tested in accordance with UBC Standard 42-1.

EXCEPTIONS: 1. Foam plastic insulation shall comply with section 1712 of the Uniform Building Code.

- When such materials are installed in concealed spaces of Types III, IV, and V construction, the flame spread and smoke developed limitations do not apply to facing, provided that the facing is installed in substantial contact with the unexposed surface of the ceiling, floor, or wall finish.
- Cellulose insulation shall comply with section 1713 of the Uniform Building Code.
- 502.1.4.3 Clearances: Where required, insulation shall be installed with clearances according to manufacturers specifications. Insulation shall be installed so that required ventilation is unobstructed. For blown or poured loose fill insulation clearances shall be maintained through installation of a permanent retainer.
- 502.1.4.4 Access Hatches and Doors: Access doors from conditioned spaces to unconditioned spaces (e.g., attics and crawl spaces) shall be weatherstripped and insulated to a level equivalent to the insulation on the surrounding surfaces. Access shall be provided to all equipment which prevents damaging or compressing the insulation. A wood framed or equivalent baffle or retainer must be provided when loose fill insulation is installed, the purpose of which is to prevent the loose fill insulation from spilling into the living space when the attic access is opened, and to provide a permanent means of maintaining the installed R-value of the loose fill insulation.
- 502.1.4.5 Roof/Ceiling Insulation: Open-blown or poured loose-fill insulation may be used in attic spaces where the slope of the ceiling is not more than three feet in twelve and there is at least thirty inches of clear distance from the top of the bottom chord of the truss or ceiling joist to the underside of the sheathing at the roof ridge. When eave vents are installed, baffling of the vent openings shall be provided so as to deflect the incoming air above the

surface of the insulation. Baffles shall be, rigid material, resistant to wind driven moisture. Requirements for baffles for ceiling insulation shall meet the Uniform Building Code section 3205(c) for minimum ventilation requirements. When feasible, the baffles shall be installed from the top of the outside of the exterior wall, extending inward, to a point six inches vertically above the height of noncompressed insulation, and twelve inches vertically above loose fill insulation.

- 502.1.4.6 Wall Insulation: Insulation installed in exterior walls shall comply with the provisions of this section. All wall insulation shall fill the entire cavity. Exterior wall cavities isolated during framing shall be fully insulated to the levels of the surrounding walls. All faced insulation shall be face stapled to avoid compression.
- 502.1.4.7 Floor Insulation: Floor insulation shall be installed in a permanent manner in substantial contact with the surface being insulated. Insulation supports shall be installed so spacing is no more than twenty-four inches on center. Foundation vents shall be placed so that the top of the vent is below the lower surface of the floor insulation.

EXCEPTION: Insulation may be omitted from floor areas over heated basements, heated garages, or underfloor areas used as HVAC supply plenums. See Uniform Mechanical Code section 1008 for underfloor supply plenum requirements. When foundation walls are insulated, the insulation shall be attached in a permanent manner. The insulation shall not block the airflow through foundation vents when installed. When foundation vents are not placed so that the top of the vent is below the lower surface of the floor insulation, a permanently attached baffle shall be installed at an angle of thirty degrees from horizontal, to divert air flow below the lower surface of the floor insulation.

502.1.4.8 Slab-On-Grade: Slab-on-grade insulation, installed inside the foundation wall, shall extend downward from the top of the slab for a minimum distance of twenty-four inches or downward and then horizontally beneath the slab for a minimum combined distance of twenty-four inches. Insulation installed outside the foundation shall extend downward to a minimum of twenty-four inches or to the frostline. Above grade insulation shall be protected.

EXCEPTION: For monolithic slabs, the insulation shall extend downward from the top of the slab to the bottom of the footing.

502.1.4.9 Radiant Slabs: The entire area of a radiant slab shall be thermally isolated from the soil, with a minimum of R-10 insulation. The insulation shall be an approved product for its intended use. If a soil-gas control system is present below the radiant slab, which results in increased convective flow below the radiant slab, the radiant slab shall be thermally isolated from the sub-slab gravel layer.

502.1.4.10 Below-Grade Walls:

- a. Below grade exterior wall insulation used on the exterior (cold) side of the wall shall extend from the top of the below-grade wall to the top of the footing and shall be approved for below-grade use. Above grade insulation shall be protected.
- b. Insulation used on the interior (warm) side of the wall shall extend from the top of the below-grade wall to the below- grade floor level.

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502.1.5 Glazing and Door U-Values: For Group R Occupancy, glazing and door U-values shall be determined in accordance with section 502.1.5.1. For other occupancies, glazing and door U- values shall be determined in accordance with either section 502.1.5.1 or 502.1.5.2.

502.1.5.1 Standard Procedure for Determination of Glazing and Door U-Values: U-values for glazing and doors, including all fire doors, shall be the tested U-values for thermal transmittance due to conduction resulting from either the AAMA 1503.1-88 test procedure or the ASTM C236-87 or C976-82 test procedures, provided that testing shall be conducted under established winter horizontal heat flow test conditions using fifteen mile per hour wind speed directed perpendicular to the exterior surface of the glazing as specified under AAMA 1503.1-88.

AAMA 1503.1-88 testing, shall be conducted by a laboratory accredited by AAMA to perform that test. ASTM C236-87 or C976-82 testing shall be conducted by an independent laboratory accredited by a nationally recognized accreditation program, independent of that laboratory. All tested U-values reported for listing by the state building code council after January 1, 1991, shall include certification by the manufacturer of gas content in the sealed insulated glass unit used for testing and in the production unit.

Product samples tested shall be production line units or representative of units as purchased by the consumer or contractor. Product sample sizes tested shall be in accordance with AAMA 1503.1-88, except that skylights shall be tested with a nominal two foot by four foot size, or a nominal four foot by four foot size. The installation of the test sample shall be in accordance with AAMA 1503.1-88, section 8.4. All testing performed after January 1, 1991, shall not include screens. All glazing and doors shall be identified with a label that states an overall product U-value that is no less than the actual tested or default U-value. The labeled U-value shall be used in all calculations to determine compliance with this Code. Sealed insulating glass shall conform to, or be in test for, ASTM E-774-81 level A.

EXCEPTIONS: 1.

- The exterior frame dimensions of the product sample size tested shall not deviate by more than three inches from the height and width specified, except that skylights are allowed to be tested in the closest production line size to that specified above.
- Passive air inlets are not required to be part of the tested assembly.
- Products tested prior to December 31, 1990, to AAMA 1503.1- 80, ASTM C236-80 or C976-82 which are not in compliance with the test size requirement above, and which are in compliance with the product sample sizes in AAMA 1503.1-80, shall be acceptable until December 31, 1994.
- 4. Untested glazing and doors shall be assigned the default U-values listed in Chapter 10. The default values for the opaque portions of doors shall be those listed in Chapter 10, provided that the U-value listed for a door with a thermal break shall only be allowed if both the door and the frame have a thermal break.
- 5. The U-value of an insulated glazing product which has a 'grille pattern' installed between the glazing layers shall be deemed equal to the U-value of an insulated glazing product which is tested without a 'grille pattern' in between glazing layers, provided a minimum one-eighth inch air space exists between the 'grille pattern' and both glass lites.

- 6. For a glazing product which is manufactured with an alternative 'low-e coating' than the 'low-e coating' of the tested glazing product, the U-value shall be deemed equal provided that the alternative 'low-e coating' material has an equal or lower rated emissivity
- U-factors, either tested or simulated, labeled and certified in accordance with the National Fenestration Rating Council's (NFRC) procedure 100-91 are acceptable if based on model size AA.
- 8. (a) A vinyl or wood double-pane window, with a minimum 1/2 inch air space between glazing, and either a low-e glazing or an argon fill of no less than 90%, shall be deemed to satisfy where a 0.40 U-factor is required.
 - (b) An aluminum, double-pane window, with a minimum 7/16 air space between glazing shall be deemed to satisfy the glazing U-factor for other fuels where a 0.65 U-factor is required.

502.1.5.2 Alternate Glazing and Door U-Values for Other Than Group R Occupancy: Glazing U-values for other than Group R Occupancy are also allowed to be taken from Table 13 of Chapter 27 of RS-1 listed in Chapter 7 or calculated in accordance with the procedures of Chapter 27 of RS-1 listed in Chapter 7 and door U-values are also allowed to be taken from Table 6 in Chapter 22 of RS-1 listed in Chapter 7.

502.1.6 Moisture Control:

502.1.6.1: Vapor retarders shall be installed on the warm side (in winter) of insulation as specified in the following cases.

EXCEPTION: Vapor retarder installed with not more than one-third of the nominal R-value between it and the conditioned space.

- 502.1.6.2 Floors: Floors separating conditioned space from unconditioned space shall have a vapor retarder installed. The vapor retarder shall have a one perm dry cup rating or less (i.e., four mil. polyethylene or kraft faced material).
- 502.1.6.3: Roof/ceiling assemblies where the ventilation space above the insulation is less than an average of twelve inches shall be provided with a vapor retarder. Faced batt insulation where used as a vapor retarder shall be face stapled. Single rafter joist vaulted ceiling ((eavaties [eavities])) cavities shall be of sufficient depth to allow a minimum one inch vented air space above the insulation.
- 502.1.6.4: Vapor retarders shall not be required in roof/ceiling assemblies where the ventilation space above the insulation averages twelve inches or greater.
- 502.1.6.5: Vapor retarders shall not be required where all of the insulation is installed between the roof membrane and the structural roof deck.
- 502.1.6.6 Wall Insulation: Walls separating conditioned space from unconditioned space shall have a vapor retarder installed. Faced batt insulation shall be face stapled.
- 502.1.6.7 Ground Cover: A ground cover of six mil (0.006 inch thick) black polyethylene or approved equal shall be laid over the ground within crawl spaces. The ground cover shall be overlapped twelve inches minimum at the joints and shall extend to the foundation wall.

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EXCEPTION: The ground cover may be omitted in crawl spaces if the crawl space has a concrete slab floor with a minimum thickness of three and one-half inches.

502.2 Thermal Criteria for Group R Occupancy:

502.2.1: The proposed UA as calculated using Equations 2 and 3 shall not exceed the Target UA as calculated using Equation 1. For the purpose of determining equivalent thermal performance, the glazing area for the target UA shall be calculated using figures in Table 5-1, and all the glazing shall be located in the wall area. The opaque door area shall be the same in the target UA and the proposed UA.

502.2.2 Space Heat Type: The following two categories comprise all space heating types:

1. Electric Resistance: Space heating systems which include baseboard units, radiant units, and forced air units as either the primary or secondary heating system.

EXCEPTION: Electric resistance systems for which the total electric heat capacity in each individual dwelling unit does not exceed the greater of: 1) One thousand watts per dwelling unit, or; 2) One watt per square foot of the gross floor area.

- 2. Other: All gas, wood, oil, and propane space heating systems, unless electric resistance is used as a secondary heating system, and all heat pump space heating systems. (See EXCEPTIONS, Electric Resistance, section 502.2.2 above.)
- 502.3 Thermal Performance Criteria For Other Than Group R Occupancies.
- 502.3.1: The overall thermal transmittance value (U°) of the gross area of elements of the exterior building envelope of all buildings other than low-rise residential buildings shall not exceed the values given in Tables 5-2. Equations 2, 4 and 5 shall be used to determine acceptable combinations of building components and thermal properties to meet this requirement for heating. U° and U* are specified in units of:

Btu

hr.●ft²●°F

502.3.2 Slab on Grade Floors: For slab on grade floors the thermal resistance of the insulation around the perimeter of the floor shall not be less than the value given in Table 5-2.

- 502.3.3 Alternative Wall Allowance for Other Than Group R Occupancies: For other than Group R Occupancies, three stories or less, the maximum allowed value for average thermal transmittance (U_o) of the exterior walls may be increased to the values given in Table 5-2 BUILDINGS OVER THREE CONDITIONED STORIES provided that at least one of the following criteria is also met:
- 1. Mechanical supply of outside air and mechanical exhaust of building air shall be automatically shut off and the duct closed for at least eight hours per day during hours of nonoccupancy, or
- 2. The primary source of heating for the building shall be one or more heat pumps meeting the provisions of section 503.4.2 or gas or oil combustion heating equipment with a minimum combustion efficiency of eighty-five percent for

central heating plants and eighty percent for room and space heaters. This efficiency shall be determined in accordance with the provisions of section 503.4.3.

Provided further: That if both criteria are met, the maximum allowed value for thermal transmittance (U°) of the exterior walls used in Table 5-2 may be increased by 0.05 in determining compliance with the provisions of the Code.

For walls with a wall weight of at least thirty lbs. per ft² (provided that walls constructed of hollow masonry units have cores filled with either grout, concrete, or with an insulating material with resistance per inch (R) of at least 2.25 ft²/hr.-F/Btu) the calculated thermal resistance of the wall sections measured face to face on wall units which are exposed to inside air temperatures, not including the thermal resistance of air films or additional exterior wall elements may be increased by twenty-five percent in determining compliance with the provisions of the code provided that:

Heating and cooling set-point temperatures in the conditioned spaces or zones of the building shall be separated by at least five degrees F. The temperature control shall be designed to prevent new energy from being used to heat the space above the heating set-point temperature or cool the space below the cooling set-point temperature.

502.4 Air Leakage for All Occupancies:

- 502.4.1: The requirements of this section shall apply to all buildings and structures, or portions thereof, and only to those locations separating outdoor ambient conditions from interior spaces that are heated or mechanically cooled.
- 502.4.2: Exterior doors and windows shall be designed to limit air leakage into or from the building envelope. Site-constructed doors and windows shall be sealed in accordance with Section 502.4.3.

502.4.3:

- a. Exterior joints around windows and door frames, openings between walls and foundation, between walls and roof and wall panels; openings at penetrations of utility services through walls, floors, and roofs; and all other openings in the building envelope for all occupancies and all other openings in between units in R-1 occupancy shall be sealed, caulked, gasketed, or weatherstripped to limit air leakage.
- b. All exterior doors or doors serving as access to an enclosed unheated area shall be weatherstripped to limit leakage around their perimeter when in a closed position.
- c. Site built windows are exempt from testing but shall be made tight fitting. Fixed lights shall have glass retained by stops with sealant or caulking all around. Operating sash shall have weatherstripping working against overlapping trim, and a closer/latch which will hold the sash closed. The window frame to framing crack shall be made tight with caulking, overlapping membrane, or other approved technique.
- d. Openings that are required to be fire resistive are exempt from this section.

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- 502.4.4 Recessed Lighting Fixtures: When installed in the building envelope, recessed lighting fixtures shall meet one of the following requirements:
- 1. Type IC rated, manufactured with no penetrations between the inside of the recessed fixture and ceiling cavity and sealed or gasketed to prevent air leakage into the unconditioned space.
- 2. Type IC rated, installed inside a sealed box constructed from a minimum one-half inch thick gypsum wall board, or constructed from a preformed polymeric vapor barrier, or other air tight assembly manufactured for this purpose.
- 3. Type IC rated, certified under ASTM E283 to have no more than 2.0 cfm air movement from the conditioned space to the ceiling cavity. The lighting fixture shall be tested at seventy-five Pascals or 1.57 lbs/ft² pressure difference and have a label attached, showing compliance.

AMENDATORY SECTION (Amending WSR 91-01-112, filed 12/19/90, effective 7/1/91)

WAC 51-11-1006 Section 1006 ((Default U-values for glazing and doors)).

((1006.1 Untested Glazing and Doors: Untested glazing and doors shall be assigned the following U values:

a. Manufactured glazing products:

single glazing (all):	U = 1.20;
	0 - 1.20,
double-glazing:	
	11 000
aluminum or steel framed:	U = 0.90;
wood or vinyl framed:	U = 0.75
wood of vinyl named.	0 = 0.73,

b. Nonmanufactured site built fixed lite glazing products with a minimum of one-half inch airspace in a wood frame only. All products supplied by manufacturers, such as kits for solariums, shall use the default U-values for manufactured glazing products cited above.

air-filled:	U = 0.60;
argon-filled:	——— U = 0.55;
low-e, air-filled:	U = 0.50;
	,
low-e, argon-filled:	U = 0.40;

Products which do not comply with all of these criteria shall use the default U values listed under manufactured glazing products.

e. For Doors, see Table 10-6 on the next page.))
Reserved.

Rtu/hr⊕ft ² ⊕OF				
Nominal Door Thickness,		No	Wood Storm	
-Inches	-Description	-Door	Door ^c	
Wood Doors				
-1-3/8	Panel door with 7/16 inch panels	0.57	0.33	0.:
-1-3/8	Hollow core flush door	0.47	0.30	0. :
-1-3/8	Solid core flush door	0.39	0.26	0-:
-1-3/4	Panel door with 7/16 inch panels	0.57	0.33	
21-3/4	Hollow core flush door	0.46	0.29	0.
-1-3/4	Panel door with 1-1/8 inch panels	0.39	0.26	0.
1-3/4	Solid core flush door	0.33	0.28	
2-1/4	Solid core flush door	0.27	0.20	
-1 ·3/4	Fiberglass or mineral wool core w/ steel			
	-stiffeners, no thermal break	-0.60		
1-3/4	Paper honeycomb core without thermal			
· · · · · ·	-break	-0-56 -		٠
-1-3/4	Solid urethane foam core without thermal			
~ = 0 , .	-preak	0.40		
1-3/4	Solid fire rated mineral fiberboard core	*************************************		
	-without thermal break	-038-		
1-3/4	Polystyrene core without thermal break(18	-0 , 5 C		
	-gage commercial steel)	~0.35 ~		
-1-3/4	Polyurethane core without thermal break(18	~~		
 7	gage commercial steel)	0-29-		
-1-3/4	Polyurethane core without thermal break(24	OTES.		
	gage commercial steel)	0.29		
_1-3/4	Polyurethane core w/ thermal break & wood	~~~	•	
	perimeter(24 gage commercial steel)			
	Solid urethane foam core with thermal	- 0.20		
		-0.20		•
1 - 2 //				
-1-3/4	break	0.19 -	. 0.16	4

Note: All U-factors for exterior goors in this table are for doors with no glazing, except for the storm goors which are in eddition to the main exterior door. Any glazing area in exterior doors should be included with the appropriate glass type and enalyzed. Interpolation and moderate extrapolation are permitted for door thicknesses other than those specified.

Values are based on a nominal 32 by 80 in. door size with no glazing.

Outside air conditions: 15 mph wind speed, OWF air temperature; inside air conditions: natural

The U factors in Table 6 are for exterior wood and steel doors. The values given for wood doors were calculated, and those for creek doors were taken from hot box tests (Sabine et al. 1975; Yellot 1965) or from manufacturer's test reports. An routduir surface conductance of 6.0 Btw/heff'e%F, was used, and the indoor surface conductance was taken as 1.4 Btw/heff'e%F. vertical surfaces with horizontal heat flow. All values given are for exterior doors without glazing. If an exterior door contains glazing, the glazing should be analyzed as a window.

convection, 70%E air temperature.

Walues for wood storm door are for approximately 50 percent glass area.

[&]quot;- Values for metal storm door are for any percent glass area.

⁻⁵⁵_percent_panel_area

^{&#}x27;-ASTM-C-236-hotbox-data on a nominal 3 by 7 ft door size with no glazing.

NEW SECTION

WAC 51-11-1011 Default U-values for glazing and doors.

1011.1 Untested Glazing and Doors: Untested glazing and doors shall be assigned U-values from Tables 10-11A, 10-11B or 10-11C as appropriate.

TABLE 10-11A
APPROVED WINDOW AND SKYLIGHT DEFAULT TABLE^{1,2}

		FRAZ	ME TYPE ^{8, 9.}	
DESCRIPTION ^{3, 4, 5, 6,7}	ALUMINUM	ALUM. THERMAL BREAK ¹⁰	WOOD/VINYL	ALUM. CLAD WOOD / REINFORCED VINYL10
Double, Clear 1/4"	0.82	0.66	0.56	0.59
Double, Clear 1/4" + argon	0.77	0.63	0.53	0.56
Double, Low-e4 1/4"	0.76	0.61	0.52	0.54
Double, Low-e21/4"	0.73	0.58	0.49	0.51
Double, Low-el 1/4"	0.70	0.55	0.47	0.49
Double, Low-e4 1/4" + argon	0.70	0.55	0.47	0.49
Double, Low-e2 1/4" + argon	0.66	0.52	0.43	0.46
Double, Low-el 1/4" + argon	0.64	0.50	0.41	0.43
Double, Clear 3/8"	0.78	0.63	0.54	0.57
Double, Clear 3/8" + argon	0.75	0.60	0.51	0.54
Double, Low-e4 3/8"	0.72	0.57	0.48	0.51
Double, Low-e2 3/8"	0.69	0.54	0.45	0.48
Double, Low-el 3/8"	0.66	0.51	0.43	0.46
Double, Low-e4 3/8" + argon	0.68	0.53	0.44	0.47
Double, Low-e2 3/8" + argon	0.63	0.49	0.41	0.44
Double, Low-el 3/8" + argon	0.61	0.47	0.39	0.41
Double, Clear 1/2"	0.75	0.60	0.50	0.54
Double, Clear 1/2" + argon	0.72	-0.58	0.48	0.51
Double, Low-e4 1/2"	0.68	0.53	0.44	0.47
Double, Low-e2 1/2"	0.64	0.50	0.41	0.44
Double, Low-el 1/2"	0.61	0.47	0.39	0.42
Double, Low-e4 1/2" + argon	0.65	0.50	0.42	0.44
Double, Low-e2 1/2" + argon	0.60	0.46	0.37	0.40
Double, Low-el 1/2" + argon	0.58	0.43	0.35	0.38
Triple, Clear 1/4"	0.66	0.52	0.42	0.44
Triple, Clear 1/4" + argon	0.63	0.49	0.39	0.42
Triple, Low-e4 1/4"	0.64	0.50	0.40	0.40
Triple, Low-e2 1/4"	0.62	0.48	0.39	0.41
Triple, Low-el 1/4"	0.61	0.47	0.38	0.40
Triple, Low-e4 1/4" + argon	0.60	0.46	0.37	0.39
Triple, Low-e2 1/4" + argon	0.58	0.43	0.34	0.37
Triple, Low-el 1/4" + argon	0.57	0.42	0.34	0.36
Triple, Clear 1/2"	0.61	0.46	0.37	0.40
Triple, Clear 1/2" + argon	0.59	0.45	0.36	0.38
Triple, Low-e4 1/2"	0.58	0.43	0.35	0.37
Triple, Low-e2 1/2*	0.55	0.41	0.32	0.35
Triple, Low-el 1/2"	0.54	0.39	0.31	0.33
Triple, Low-e4 1/2" + argon	0.55	0.41	0.32	0.35
Triple, Low-e2 1/2" + argon	0.52	0.38	0.30	0.32
Triple, Low-el 1/2" + argon	0.51	0.37	0.29	0.31

Footnotes for Table 10-11A

- 1 The following exceptions shall apply to the default table:
- (a) A vinyl or wood, double-pane window, with a minimum 1/2 inch air space between glazings, and either a low-e glazing or an argon fill of no less than 90%, shall be deemed to satisfy the glazing U-value for the electric resistance prescriptive paths III and IV in Table 6-1 and II and III in Table 6-3.
- (b) An aluminum, double-pane window, with a minimum 7/16 inch air space between glazings shall be deemed to satisfy the glazing U-value for the other fuels prescriptive paths II and IV in Table 6-2 and II and III in Table 6-4.
- 2 Subtract 0.02 from the listed default U-value for non-aluminum spacer. Acceptable spacer materials may include but is not limited to fiberglass, wood and butyl or other material with an equivalent thermal performance.
- 3 1/4 = a minimum dead air space of 0.25 inches between the panes of glass.
 - 3/8" = a minimum dead air space of 0.375 inches between the panes of glass.
 - 1/2" = a minimum dead air space of 0.5 inches between the panes of glass.

Product with air spaces different than those listed above shall use the value for the next smaller air space; i.e. 3/4-inch = 1/2-inch U-factor, 7/16-inch = 3/8-inch U-factors, 5/16-inch = 1/4-inch U-factor.

4 low-e4 (emissivity) shall be 0.4 or less.

low-e2 (emissivity) shall be 0.2 or less.

low-e1 (emissivity) shall be 0.1 or less.

5 U-factors listed for argon shall consist of sealed, glass-filled insulated units for argon, CO2, SF6, and argon/SF6 mixtures.

The following conversion factor shall apply to Krypton gas-filled units:

- 1/4" or greater with krypton is equivalent to 1/2" argon.
- 6 Dividers placed between glazing: The U-factor listed shall be used where the divider has a minimum gap of 1/8-inch between the divider and lite of each inside glass surface. Add 0.03 to the listed U-factor for True Divided Lite windows.
- 7 "Glass block" assemblies may use a U-factor of 0.51.
- 8 Insulated fiberglass framed products shall use wood/vinyl U-factors.
- 9 Subtract 0.02 from the listed default values for solariums.
- 10 Aluminum Thermal Break = An aluminum thermal break framed window shall incorporate the following minimum design characteristics:
- a) The thermal conductivity of the thermal break material shall be not more than 3.6 Btu-in/hr/ft2/F°;
- b) The thermal break material must produce a gap in the frame material of not less than 0.210 inches; and,
- c) All metal framing members of the products exposed to interior and exterior air shall incorporate a thermal break meeting the criteria in a) and b) above.
- 11 Aluminum clad wood windows shall use the U-values listed for Aluminum clad Wood/Reinforced Vinyl windows. Vinyl clad wood window shall use the U-values listed for Wood/Vinyl windows. Any vinyl frame window with metal reinforcement in more than one rail shall use the U-factors listed for Aluminum Clad Wood/Reinforced Vinyl window.

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TABLE 10-11B TRANSMISSION COEFFICIENTS (U) FOR WOOD AND STEEL DOORS Btu/hr \bullet ft² \bullet \circ F

Nominal Door Thickness, Inches		No Storm Door	Wood Storm Door	Metal Storm Door
Wood Doors				
1-3/8	Panel door with 7/16 inch panels	0.57	0.33	0.37
1-3/8	Hollow core flush door	0.47	0.30	0.32
1-3/8	Solid core flush door	0.39	0.26	0.28
1-3/4	Panel door with 7/16 inch panels	0.57	0.33	0.36
1-3/4	Hollow core flush door	0.46	0.29	0.32
1-3/4	Panel door with 1-1/8 inch panels		0.26	0.28
1-3/4	Solid core flush door	0.33	0.28	0.25
2-1/4	Solid core flush door	0.27	0.20	0.21
Steel Doors		- 1,72,7		
1-3/4	Fiberglass or mineral wool core w steel stiffeners, no thermal break			
1-3/4	Paper honeycomb core without thermal break!	0.56		
1-3/4	Solid urethane foam core without thermal break	0.40		
1-3/4	Solid fire rated mineral fiberboar core without thermal break	rd 0.38		
1-3/4	Polystyrene core without thermal break(18 gage commercial steel)	0.35		
1-3/4	Polyurethane core without thermal break(18 gage commercial steel)	0.29		
1-3/4	Polyurethane core without thermal break(24 gage commercial steel)	0.29		-:
1-3/4	Polyurethane core w/ thermal break & wood perimeter(24 gage commercial	k al 0.20		
1-3/4	steel) Solid urethane foam core with thermal break	0.19	0.16	0.17

Note: All U-factors for exterior doors in this table are for doors with no glazing, except for the storm doors which are in addition to the main exterior door. Any glazing area in exterior doors should be included with the appropriate glass type and analyzed. Interpolation and moderate extrapolation are permitted for door thicknesses other than those specified.

* Values are based on a nominal 32 by 80 in. door size with no glazing.

- * Values are based on a nominal 32 by 80 in. door size with no glazing.

 * Outside air conditions: 15 mph wind speed, 0°F air temperature; inside air conditions: natural convection, 70°F air temperature.
- Values for wood storm door are for approximately 50 percent glass area.
 - 4 Values for metal storm door are for any percent glass area.
 - 55 percent panel area
- ' ASTM C 236 hotbox data on a nominal 3 by 7 ft door size with no glazing.

The U-factors in Table 6 are for exterior wood and steel doors. The values given for wood doors were calculated, and those for steel doors were taken from hot box tests (Sabine et al. 1975; Yellot 1965) or from manufacturer's test reports. An outdoor surface conductance of 6.0 Btu/h•ft²•°F was used, and the indoor surface conductance was taken as 1.4 Btu/h•ft²•°F for vertical surfaces with horizontal heat flow. All values given are for exterior doors without glazing. If an exterior door contains glazing, the glazing should be analyzed as a window.

APPROVED GLAZED DOOR DEFAULT U-VALUES²

	DOOR MATERIAL							
	INSUL	_ATED ⁶	wo	OD'				
DESCRIPTION ^{2, 3, 4, 5}	Full-Lite ^{L, 9}	Half-Lite ^{10, 11}	Full-Lite ⁸	Half-Lite ¹⁰				
Double, Clear 1/4"	0.39	0.31	0.47	0.42				
Double, Clear 1/4" + argon	0.37	020	0.45	0.41				
Double, Low-e4 1/4"	0.36	0.30	0.44	0.41				
Double, Low-e2 1/4"	0.35	0.29	0.43	0.40				
Double, Low-e/ 1/4"	0.24	0.28	0.41	0.39				
Double, Low-e4 1/4" + argon	0.33	0.28	0.41	0.39				
Double, Low-e2 1/4" + argon	0.31	0.26	0.39	0.38				
Double, Low-e/ 1/4" + argon	0.31	0.26	0.38	0.37				
Double, Clear 3/8*	0.37	030	0.45	0,41				
Double, Clear 3/8" + argon	0.36	0.29	0.44	0.41				
Double, Low-e4 3/8"	0.34	0.28	0.42	0.40				
Double, Low-e2 3/8"	0,33	0.28	0.41	0.39				
Double, Low-e/ 3/8"	0.21	026	0.38	0.37				
Double, Low-ef 5/8" + argon	0.32	0.27	0.40	0.38				
Double, Low-e2 3/8" + 21gon	0.29	0.25	0.37	0.37				
Double, Low-e/ 3/8" + 2rgon	0.29	0.25	0.36	0.36				
	0.36	0.29	0.44	0.41				
Double, Clear 1/2"	0.34	0.28	0.42	0.40				
Double, Clear 1/2" + argon	0.32	0.27	0.40	. 0.38				
Double, Low-ef 1/2"	030	0.26	0.38	0.37				
Double, Low-e2 1/2"	0.19	0.25	0.36	0.36				
Double, Low-e/ 1/2*	0.19	0.26	0.38	0.37				
Double, Low-e4 1/2" + argon	0.28	0.25	0.36	0.36				
Double, Low-e2 1/2" + argon	0.28	0.24	0.34	0.35				
Double, Low-el 1/2° + argon		0.26	0.39	0.38				
Triple, Clear 1/4"	0.31	0.25	0.37	0.37				
Triple, Clear 1/4" + argon	0.29	0.26	0.38	0.37				
Triple, Low-e4 1/4"	0.30	0.25	0.37	0.36				
Triple, Low-e2 1/4"	0.29		0.35	0.35				
Triple, Low-e4 1/4" + argon	0.27	0.24	ļ					
Triple, Low-e2 1/4" + 2rgon	0.26	0.24	0.34	0.35				

- Subtract 0.02 from the listed default U-value for insulated spacers. Insulated spacer material includes fiberglass, wood and butyl or 1 other material with an equivalent K. value. Thermal performance.
- 1/4" = a minimum dead air space of 0.25 inches between the panes of glass.
 - 3/8" = a minimum dead air space of 0.375 inches between the panes of glass.
 - 1/2" = a minimum dead air space of 0.5 inches between the panes of glass.
 - Products with air spaces different than those listed above shall use the value for next smaller air space; i.e. 3/4-inch = 1/2-inch Uvalues, 7/16-inch = 3/8-inch U-values, 5/16-inch = 1/4-inch U-values
- Low-e4 (emissivity) shall be 0.4 or less.
 - Low-e2 (emissivity) shall be 0.2 or less.
 - Low-el (emissivity) shall be 0.1 or less.
- U-values listed for argon shall consist of sealed, gas-filled, insulated units for argon, CO2, SF6, and argon/SF6 mixtures. The following conversion factor shall apply to Krypton gas-filled units:
- 1/4-inch or greater airspace of Krypton gas-fill = 1/2-inch airspace Argon gas-fill.
- Dividers placed between glazing: The U-values listed shall be used where the divider has a minimum gap of 1/8-inch between the divider and lite of each inside glass surface. Add 0.03 to the listed U-value for True Divided Lite windows.
- Insulated = Any urethane insulated foam core door with a thermal break. Thermal Break = A thermal break door shall incorporate the following minimum design characteristics:
 - The thermal conductivity of the thermal break material shall be not more than 3.6 Btu-in/hr/ft²/F°; and
 - The thermal break material shall not be less than 0.210 inches.
- Wood = Any wood door.
- Full Lite = A door that consists of more than 35 percent glazing.
- Add 0.05 to the listed U-value for Full-Lite values if the insulated door does not have a thermal break.
- Half Lite = A door that consists of 35 percent or less glazing.
- Add 0.06 to the listed U-value for Half-Lite values if the insulated door does not have a thermal break.

Director

WSR 93-20-107 EMERGENCY RULES DEPARTMENT OF FISHERIES

[Order 93-117-Filed October 5, 1993, 4:42 p.m.]

Date of Adoption: October 5, 1993.

Purpose: Personal use rules.

Citation of Existing Rules Affected by this Order: Repealing WAC 220-57-14000N; and amending WAC 220-57-140.

Statutory Authority for Adoption: RCW 75.08.080.

Pursuant to RCW 34.05.350 the agency for good cause finds that immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.

Reasons for this Finding: There are harvestable numbers of chinook and coho salmon in the Chehalis system.

Effective Date of Rule: Immediately.

October 5, 1993
Judith Freeman
Deputy
for Robert Turner
Director

NEW SECTION

WAC 220-57-14000P Chehalis River. Notwithstanding the provisions of WAC 220-57-140, effective immediately through January 31, 1994, those waters of the Chehalis River downstream from the Highway 603 Bridge, are open for salmon under Bag Limit A.

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 220-57-14000N Chehalis River. (93-57)

WSR 93-20-108 EMERGENCY RULES DEPARTMENT OF FISHERIES

[Order 93-115—Filed October 5, 1993, 4:44 p.m., effective October 6, 1993, 11:59 p.m.]

Date of Adoption: October 4, 1993.

Purpose: Personal use rules.

Citation of Existing Rules Affected by this Order: Amending WAC 220-57-430.

Statutory Authority for Adoption: RCW 75.08.080.

Pursuant to RCW 34.05.350 the agency for good cause finds that immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.

Reasons for this Finding: Natural spawning coho salmon are expected to return too few fish to meet the

escapement goal, and these regulations are necessary to provide protection for the stocks.

Effective Date of Rule: October 6, 1993, 11:59 p.m.
October 5, 1993
Judith Freeman
Deputy
for Robert Turner

NEW SECTION

WAC 220-57-43000H Skokomish River. Notwithstanding the provisions of WAC 220-57-430, effective 11:59 p.m. October 6, 1993 through October 31, 1993, it is unlawful to fish for or possess salmon taken for personal use from the Skokomish River.

WSR 93-20-111 EMERGENCY RULES DEPARTMENT OF VETERANS AFFAIRS

[Filed October 6, 1993, 8:49 a.m.]

Date of Adoption: October 6, 1993.

Purpose: Title XIX eligibility for residents of state veterans homes.

Citation of Existing Rules Affected by this Order: Amending WAC 484-20-065.

Statutory Authority for Adoption: RCW 43.60A.070.

Pursuant to RCW 34.05.350 the agency for good cause finds that state or federal law or federal rule or a federal deadline for state receipt of federal funds requires immediate adoption of a rule.

Reasons for this Finding: A number of residents of the Washington veterans home have resources in excess of medical assistance limits. The emergency rule implements private pay status and such residents will be billed at the private rate until such time as their resource level allows for receipt of federal Title XIX nursing care funds.

Effective Date of Rule: Immediately.

October 6, 1993 A. J. "Beau" Bergeron Director

[AMENDATORY SECTION (Amending WSR 92-17-046, filed 8/14/92)]

WAC 484-20-065 Use of residents' income and assets resources. (1) Residents shall relinquish pay on a monthly basis, within time limits established by WDVA policy, all income in excess of their the established personal needs allowance to the veterans' home or soldiers' home revolving fund the state veterans home except as outlined in subsection (5) (4) of this section. The amount relinquished paid shall not exceed the total cost of care. of the resident determined consistent with subsection (8) of this section.

(2) The superintendent may make exceptions for income of individuals on <u>approved</u> rehabilitation furlough who are attempting to reestablish residency within the community; for <u>earnings</u> of residents in an approved resident rehabilitation program which has re-employment in the community as a

primary rehabilitation goal; and for earnings of residents participating in therapeutic employment programs indicated as documented in their patient care plan.

- (23) Couples residing in the home(s) a state veterans home shall each be allowed maximum the established personal needs allowances as provided in this chapter as long as each individual's income equals or exceeds the maximum the established personal needs allowance. Should one of the individual's income fall below the maximum established personal needs allowance, his/her personal needs allowance shall be limited to the income to which (s)he has an individual right.
- (3) The personal needs allowance shall be increased by a portion of each future increase of the maximum annual income limitation as set for a single veteran without dependents as authorized by P.L. 95-588. The increase will be determined by the formula P times A/12 rounded to the nearest dollar. ('P' equals the percent of increase, 'A' equals the amount of increase.)
- (4) Residents shall be required to apply for any and all entitlements or benefits as soon as they become eligible home Facility staff are available to assist with applications for entitlements and benefits.
- (5) A resident may contribute toward the necessary support of a nonresident spouse, dependent children or a dependent parent. For residents in a medicaid funded program, the contribution will not exceed limits established under medical assistance eligibility rules (WAC 388-95). For residents in non-medicaid funded programs, the contribution will not exceed the family member's spouse's/dependent's personal income and/or any spousal/dependent benefits included in the resident's benefits. An additional contribution from the resident's personal needs allowance may be considered.
- (6) Computation of the amount owed by the resident to have towards the each resident's monthly contribution toward his/her cost of care shall be computed on the basis of the resident's actual entitlements or benefits.
- (7) The provisions of this section do not apply to residents of the colony at the <u>Washington</u> soldiers' home.
- (8) A resident who receives or accumulates funds equal to or greater than three months' the established resource limit (Medicaid program residents) or the federal Department of Veterans Affairs resource limit eost of his/her eare (non-Medicaid program residents) must relinquish the excess assets to the revolving fund will be billed at the facility's private rate until such time as accumulated funds are reduced to established limits or request voluntary discharge., unless such resident is admitted under the provisions of WAC 484-20-030(1). Provisions of this paragraph shall apply retroactive to July 1, 1993, only to all current residents admitted after adoption of this section of the Washington Veterans Home, Retsil. Provisions of this paragraph shall become effective with Medicaid certification for all current residents of the Washington Soldiers Home, Orting. Effected residents shall receive a written forty-five (45) day notice of this billing change. Staff shall assist as requested with purchases of items for personal use prior to lapse of the forty-five (45) day notice period.
- (a) In the event funds received are a back award of benefits; despite the source; and the back award covers any period of time following admission to the facility, the

- resident shall be billed retroactively (from the date of admission) an amount equivalent to the difference between any monthly contribution and the actual cost of care.
- (b) Any remaining funds shall be considered resources and (8) above shall apply.
- (9) The estate of any individual current resident who is a resident at the time of death will be charged for the balance of any cost of care which the resident did not pay during his/her residence in the home. Calculations will be based on the cost of care and the residents contribution on the date of death. Reasonable allowances will be made for funeral costs.
- (910) Residents and their spouses are required to disclose to the department all income and assets. For residents in medicaid funded programs, disclosure will be accomplished following medical assistance rules. For residents in non-medicaid funded programs and the colony at the Washington soldiers home, disclosure will be done at least annually or whenever there is a change in family income and/or assets, using forms provided by the facility.
- (11) The resident's contribution for cost of care shall be applied first as payment for partial months of residency.

Reviser's note: The bracketed material preceding the section above was supplied by the code reviser's office.

Reviser's note: The typographical error in the above section occurred in the copy filed by the agency and appears in the Register pursuant to the requirements of RCW 34.08.040.

Reviser's note: RCW 34.05.395 requires the use of underlining and deletion marks to indicate amendments to existing rules. The rule published above varies from its predecessor in certain respects not indicated by the use of these markings.

WSR 93-20-130 EMERGENCY RULES DEPARTMENT OF FISHERIES

[Order 93-116—Filed October 6, 1993, 11:47 a.m.]

Date of Adoption: October 4, 1993.

Purpose: Personal use rules.

Citation of Existing Rules Affected by this Order: Amending WAC 220-56-350 and 220-56-380.

Statutory Authority for Adoption: RCW 75.08.080.

Pursuant to RCW 34.05.350 the agency for good cause finds that immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.

Reasons for this Finding: The state has recently acquired tidelands in the described locations. Shellfish levels on these beaches needs to be determined, and they are closed until stock assessment is completed.

Effective Date of Rule: Immediately.

October 5, 1993 Judith Freeman Deputy for Robert Turner Director

NEW SECTION

- WAC 220-56-35000W Clams Closed areas. Notwithstanding the provisions of WAC 220-56-350, effective immediately until further notice, it is unlawful to harvest or possess clams taken for personal use or commercial purposes from the following area, unless otherwise provided:
- (1) Dabob Bay All state-owned tidelands in Dabob Bay north of a line drawn from Camp Harmony to Lindsays Beach are closed to the harvest of clams, except as follows: state-owned tidelands from a row of tires at Camp Discovery south approximately 2000 feet to a second row of tires, and state-owned tidelands beginning approximately 3/4 mile north of Camp Harmony extending approximately 1200 feet north.
- (2) Duckabush All state-owned tidelands on the west shore of Hood Canal from Quatsap Point to the south end of the Duckabush flats are closed to the harvest of clams.
- (3) Liberty Bay All state-owned tidelands in Liberty Bay north and west of the Keyport Naval Supply Center are closed to the harvest of clams.
- (4) North Bay All state-owned tidelands in North Bay (Case Inlet) north of a line drawn southwest from Rocky Point to the north end of Reach Island are closed to the harvest of clams, except as follows: state-owned Oyster Reserves on the east side of North Bay north of the power transmission lines which cross the bay at the north end of the inlet will remain open.
- (5) Quilcene Bay All state-owned tidelands in Quilcene Bay north of a line drawn from the Quilcene Boat Haven to Fisherman's Point are closed to the harvest of clams.
- (6) Notwithstanding the provisions of this section, it is lawful for Coast Oyster employees to take clams from the areas listed herein under the terms of a contract between Coast Oyster and the department.

NEW SECTION

- WAC 220-56-38000Q Oysters Closed areas. Notwithstanding the provisions of WAC 220-56-380, effective immediately until further notice, it is unlawful to harvest or possess oysters taken for personal use or commercial purposes from the following areas, unless otherwise provided:
- (1) Dabob Bay All state-owned tidelands in Dabob Bay north of a line drawn from Camp Harmony to Lindsays Beach are closed to the harvest of oysters, except as follows: state-owned tidelands from a row of tires at Camp Discovery south approximately 2000 feet to a second row of tires, and state-owned tidelands beginning approximately 3/4 mile north of Camp Harmony extending approximately 1200 feet north.
- (2) Duckabush All state-owned tidelands on the west shore of Hood Canal from Quatsap Point to the south end of the Duckabush flats are closed to the harvest of oysters.
- (3) Liberty Bay All state-owned tidelands in Liberty Bay north and west of the Keyport Naval Supply Center are closed to the harvest of oysters.
- (4) North Bay all state-owned tidelands in North Bay (Case Inlet) north of a line drawn southwest from Rocky Point to the north end of Reach Island are closed to the

- harvest of oysters, except as follows: state-owned Oyster Reserves on the east side of North Bay north of the power transmission lines which cross the bay at the north end of the inlet will remain open.
- (5) Quilcene Bay All state-owned tidelands in Quilcene Bay north of a line drawn from the Quilcene Boat Haven to Fisherman's Point are closed to the harvest of oysters.
- (6) Notwithstanding the provisions of this section, it is lawful for Coast Oyster employees to take oysters from the areas listed herein under the terms of a contract between Coast Oyster and the department.

[41] Emergency

WSR 93-20-013 NOTICE OF PUBLIC MEETINGS HOUSING FINANCE COMMISSION

[Memorandum-September 23, 1993]

NOTICE OF PUBLIC HEARING

The Washington State Housing Finance Commission (the "commission") will hold an open public hearing for the purpose of accepting public comment on the biennial review of amendments to the commission's housing finance plan, as required by laws governing the commission. The public hearing will be held at 10:00 a.m., Monday, November 15, 1993, in the 2nd Floor Conference Room, 1111 Third Avenue, Seattle, WA.

The state housing finance plan provides the general policies of the commission and specific policies with regard to the programs of the commission. The plan outlines the manner in which the commission intends to issue bonds during the period in accordance with the goals and objectives of the plan.

The commission is encouraging public comment on the proposed housing finance plan. Interested parties and individuals are encouraged to send written comments to the commission at the address provided below or to attend the public hearing. A copy of the proposed document may be obtained by telephone or written request to the commission and will be available at the commission office as of October 20, 1993.

Written public comment is invited, but must be received by Thursday, November 11, 1993, in the offices of the Washington State Housing Finance Commission, 1111 Third Avenue, Suite 2240, Seattle, WA 98101-3202. Verbal testimony will be heard from all interested members of the public attending the hearing. The commission will consider the public testimony and written comments in potential changes made to its housing finance plan.

WSR 93-20-014 NOTICE OF PUBLIC MEETINGS HOUSING FINANCE COMMISSION

[Memorandum—September 23, 1993]

NOTICE OF PUBLIC HEARING

The Washington State Housing Finance Commission (the "commission") will hold an open public hearing for the purpose of accepting public comment on the biennial review of amendments to the commission's housing finance plan, as required by laws governing the commission. The public hearing will be held at 10:00 a.m., Monday, November 15, 1993, in the Commissioners Assembly Room, Spokane Public Works Building, West 1026 Broadway, Spokane, WA.

The state housing finance plan provides the general policies of the commission and specific policies with regard to the programs of the commission. The plan outlines the manner in which the commission intends to issue bonds during the period in accordance with the goals and objectives of the plan.

The commission is encouraging public comment on the proposed housing finance plan. Interested parties and individuals are encouraged to send written comments to the commission at the address provided below or to attend the public hearing. A copy of the proposed document may be obtained by telephone or written request to the commission and will be available at the commission office as of October 20, 1993.

Written public comment is invited, but must be received by Monday, November 8, 1993, in the offices of the Washington State Housing Finance Commission, 1111 Third Avenue, Suite 2240, Seattle, WA 98101-3202. Verbal testimony will be heard from all interested members of the public attending the hearing. The commission will consider the public testimony and written comments in potential changes made to its housing finance plan.

WSR 93-20-015 NOTICE OF PUBLIC MEETINGS CONVENTION AND TRADE CENTER

[Memorandum-September 22, 1993]

The Design Committee of the Washington State Convention and Trade Center (WSCTC) will be held on Wednesday, September 29, 1993, at 11 a.m. in Room 309 of the Convention Center, 800 Convention Place, Seattle.

A regular meeting of the WSCTC board of directors will also be held on Wednesday, September 29, 1993, at 1:30 p.m. in Room 310 of the Convention Center.

If you have any questions regarding these meetings, please call 447-5000.

WSR 93-20-016 NOTICE OF PUBLIC MEETINGS TRANSPORTATION COMMISSION

[Memorandum-September 21, 1993]

The October 1993 Washington State Transportation Commission meeting will be held at 1:00 p.m. on Wednesday, October 20, and 9:00 a.m. on Thursday, October 21, 1993, in the Transportation Commission Room (1D2), Transportation Building, Olympia, Washington. There will be committee meetings at 9:00 a.m., Wednesday, October 20, in the Transportation Building, Rooms 1D2 and 1D22, Olympia, Washington.

The November 1993 Washington State Transportation Commission meeting will be held at 1:00 p.m. on Monday, November 22, and 9:00 a.m. on Tuesday, November 23, 1993, at the Red Lion Inn, 510 Kelso Drive, Kelso, WA. There also will be committee meetings at 9:00 a.m., Monday, November 22, at the Red Lion Inn.

[1] Miscellaneous

WSR 93-20-030 NOTICE OF PUBLIC MEETINGS DEPARTMENT OF AGRICULTURE

(Hop Commission)
[Memorandum—September 24, 1993]

Per WAC 16-532-020 (11)(a), the Washington Hop Commission is required to hold four regular and one annual meeting each year. The following 1993 meeting schedule was filed with your office in December 1992 as required by RCW 42.30.075:

February 9 Toppenish
April 6 Yakima
June 8 Prosser
October 12 Sunnyside

December 9 Yakima (annual meeting)

We have changed the December 9 annual meeting to December 10, 1993. The location will be: Cavanaugh's at Yakima Center, 607 East Yakima Avenue, Yakima, WA.

Interested parties may call the Washington Hop Commission at (509) 453-4749 for the time and site of each meeting.

WSR 93-20-042 NOTICE OF PUBLIC MEETINGS SKAGIT VALLEY COLLEGE

[Memorandum—September 27, 1993]

SPECIAL MEETING

BOARD OF TRUSTEES
COMMUNITY COLLEGE DISTRICT NO. 4
SKAGIT VALLEY COLLEGE
2405 College Way
Mount Vernon, WA 98273
October 4, 1993, 3:00 p.m.
Board Room, Campus Center Annex

There will be a special meeting of the board of trustees on Monday, October 4, 1993, 3:00 p.m., in the Board Room of the Campus Center Annex. This meeting is mainly for discussion purposes. An executive session will be held to discuss a personnel matter. No formal board action is contemplated.

Skagit Valley College will schedule meetings in locations that are free of mobility barriers, and interpreters for deaf individuals and brailled or taped information for blind individuals can be provided when adequate notice is given to the president's office at the college.

WSR 93-20-043 EXECUTIVE ORDER OFFICE OF THE GOVERNOR

[EO 93-07]

AFFIRMING COMMITMENT TO DIVERSITY AND EQUITY
IN SERVICE DELIVERY AND
IN THE COMMUNITIES OF THE STATE,
RE-ESTABLISHING AFFIRMATIVE ACTION AND PROHIBITING
DISCRIMINATION IN STATE WORKPLACES,
AND RESCINDING EXECUTIVE ORDER 91-06

A VISION FOR DIVERSITY IN THE STATE OF WASHINGTON:

The state of Washington is a place where all individuals are respected for their unique qualities.

Educational, economic and other opportunities are open to all people of the state. All persons are encouraged to reach their full potential and in so doing contribute to our community.

The state's cultural environment is built on the values of fairness, mutual respect, understanding and cooperation. The richness of our state's diverse cultures is valued by all citizens and promoted by the state.

Creative innovations result from cooperative efforts of the diverse people of the state of Washington in building communities, solving shared problems and thriving in the global marketplace.

Washington State is known for its wealth of human communities as much as for the beauty of its natural resources and wildlife.

WHEREAS, the state of Washington that values and promotes diversity must create a cultural environment where all people are valued and respected as individuals; and

WHEREAS, people of diverse perspectives arising from a multitude of differences as well as some commonalties must be involved in defining and creating this desired environment; and

WHEREAS, our state's population is comprised of indigenous people and recent immigrants, women and men, children and elders, people with disabilities and diverse family structures, beliefs and experiences; and

WHEREAS, our state can best meet the challenges facing us by tapping into the broad perspectives of its diverse citizenry; and

WHEREAS, the state of Washington can influence the creation of this environment in the communities of the state through the full participation of all citizens; and

WHEREAS, Washington State must create an environment that affirms and validates the unique qualities of each individual, encouraging the development of each person's full potential in making contributions to state service and state communities; and

WHEREAS, our state's success in providing quality services to our citizens is directly related to the quality and composition of our workforce compelling Washington State as an employer to create the highest quality work environment, attracting highly qualified, talented people as a first choice career; and

WHEREAS, education is an important factor in gaining economic access, developing a strong social fabric and promoting understanding and respect for diversity; and

WHEREAS, Washington State government must bring people together to work effectively, efficiently and cooperatively in service to the citizens of the state; and

WHEREAS, historically minority and women-owned businesses have been significantly underrepresented and have

been denied equitable competitive opportunities in contracting; and

WHEREAS, state government has traditionally adopted employment policies and procedures to encourage employment practices intended to provide leadership for the private sector and local governments; and

WHEREAS, certain groups, including some which are not otherwise protected under existing state and federal law, may experience discrimination in hiring, promotion, recruitment, and tenure associated with their employment with the state; and

WHEREAS, because of the increasing diversity in the state's work force, it is important that agencies and higher education institutions create an organizational culture that respects and values individual and group differences and encourages the productive potential of every employee.

NOW, THEREFORE, I, Mike Lowry, Governor of the State of Washington, by virtue of the power vested in me, do hereby:

Direct all executive agencies and institutions of higher education to initiate actions to integrate the principles of diversity into all facets of workplace community and in the delivery of services to the people of Washington.

Reaffirm my commitment to the elimination of all barriers to employment which artificially restrict hiring, promotion, recruitment, and tenure on the basis of any physical, cultural, religious, language, or other status which is not directly related to the performance of a job.

Direct that all executive agencies and institutions of higher education to use equitable employment measures and corrective actions to employ, in all job categories, protected group members in accordance with applicable state and federal law.

Direct that full access to employment by persons with disabilities to be provided and that reasonable accommodation to be made to ensure the inclusion of people with disabilities in the work force.

Direct that state executive agencies and institutions of higher education shall not discriminate in employment on the basis of an individual's sexual orientation.

Direct all state executive agencies and institutions of higher education to take reasonable and appropriate steps to value, encourage and seek out the participation in the state work force of persons with multiple language skills where it would better serve our pluralistic society.

Accordingly, in order to implement the aforesaid policies, I direct all state executive agencies and institutions of higher education to:

- Review policy statements, programs, and procedures to ensure that all possible actions are being taken to assure that fair and equal employment opportunity exists.
- Maintain a current affirmative action program with specific, measurable goals and objectives for the employment and promotion of protected group members. Programs shall include systems, methods and procedures for achieving these goals.

- 3. Appoint an official who shall be the chief executive officer, his or her deputy, or another official who reports to the chief executive officer to be responsible for the implementation and supervision of the affirmative action program. The name and title of the person so designated shall be reported to the Department of Personnel within 30 days from the date of this order.
- 4. Ensure that any state agency's or institutions' procedures for evaluating and acting upon complaints of employment discrimination or harassment reflect current state and federal law and the policies promulgated in this Executive Order. Every effort shall be made by agencies of the state to resolve all complaints in the spirit and intent of this Executive Order.
- Review their rules, policies, procedures and practices to ensure that they support and enhance diversity in the work place.
- 6. Agency directors shall provide the Governor's Staff Director with a profile of their executive teams annually and submit any changes to the executive team profile to the Governor's Staff Director for approval of prospective new hires; Boards of Regents and Trustees shall annually review the profile of their executive teams for progress toward the goals of this Executive Order. The Governor may choose to meet with Trustees or Regents as desired to review progress by their institutions.
- 7. Review policy statements, programs and procedures to ensure that all possible actions are being taken to assure that delivery of services provided by their agencies are responsive to needs of diverse clientele and that a variety of communication methods regarding services are effectively used in reaching diverse populations who are eligible for such services.
- 8. Develop aggressive workplans and efficient reporting systems to maximize the opportunities for women- and minority-owned businesses to directly and meaningfully participate in public works contracts and contracts for goods and services procured by their agencies or institutions, using procedures approved by the Office of Minority and Women's Business Enterprises.
- Work with the Governor's office to ensure that boards and commissions related to their agency and institution are comprised of individuals from the diverse populations of the state.
- Agency directors and higher education Boards of Regents or Trustees shall review annually with the Governor progress towards the goals outlined above.

The Governor's Affirmative Action Policy Committee established under Executive Order 91-06 is hereby reestablished as follows. The membership shall not exceed fifteen and shall consist of representatives from state agencies and higher education institutions involved in affirmative action issues. The committee shall include representation from protected groups, the Department of Personnel and employee organizations. Membership on the committee shall also include geographic representation from Eastern and Western Washington. The Governor shall appoint the chair. Mem-

[3] Miscellaneous

bers from the general public shall be reimbursed for travel expenses for attendance at meetings of the committee.

The Governor's Affirmative Action Policy Committee which has jurisdiction in the area of employment for the development, approval and oversight of affirmative action plans shall:

- Advise the Governor on state affirmative action policies and submit recommendations to the Governor for any further action.
- 2. Approve affirmative action plans for agency implementation strategies and goal progress which meet guidelines established by the Department of Personnel.
- Approve affirmative action plans for higher education institutions implementation strategies and goal progress which meet guidelines established by the Department of Personnel.
- 4. Review and evaluate reports and guidelines submitted by the Department of Personnel to determine the extent to which the state is meeting the employment needs of all protected groups and affirmative action obligations under federal and state laws, regulations, and policies.
- Submit annual reports to the Governor outlining the progress of the state in meeting its goals and timetables.
- Submit annual reports to the Governor for any further action which it deems appropriate.

The Department of Personnel shall:

- Provide agencies and institutions with guidelines and assistance for establishing and implementing an affirmative action program, such guidelines to be in accordance with all applicable state and federal laws and regulations.
- Review and provide technical approval of agencies' and institutions' affirmative action plans and progress reports against established guidelines and state policies. Recommend to the Affirmative Action Policy Committee approval of such plans or corrective action as needed.
- 3. Develop and implement a positive employment program to incorporate alternative methods and tools that recognize the cultural pluralism present in the population from which we are recruiting.
- Develop a reporting system for monitoring the progress of each agency and institution toward achieving its employment goals, including a statistical analysis of present work forces.
- Submit annual reports to the Governor, the Affirmative Action Policy Committee, and the Human Rights Commission.

The Higher Education Coordinating Board shall:

 Review and monitor progress toward statewide Higher Education Coordinating Board goals and individual institutional goals to improve participation of minorities.

- Recommend incentives and strategies that will achieve equitable minority participation and diversity in higher education.
- Develop statewide goals, review and monitor progress toward appropriate statewide Higher Education Coordination Board goals and monitor individual institutional goals to improve the participation of persons with disabilities.
- 4. Recommend incentives and strategies that will achieve equitable participation of persons with disabilities in higher education.
- Monitor and report on institutional gender equity plans and compliance of the higher education institutions with the provisions of the state statutes on gender equity for students in higher education.

The Office of Minority and Women's Business Enterprises shall:

- Provide state agencies and educational institutions with guidelines and assistance for establishing and implementing aggressive economic opportunities for womenand minority-owned businesses in public works and the provision of goods and services to the state; and
- Evaluate and report to the Governor on agencies' and educational institutions' progress toward their goals.

The Human Rights Commission shall:

- Provide the Department of Personnel with information to assist them in establishing and implementing the state's affirmative action program in employment. This information will be in accordance with all applicable state and federal laws and regulations.
- Provide appropriate training in coordination with the Department of Personnel through workshops or other educational programs for state agencies regarding the interpretation and application of federal and state laws and other regulations applying to equal employment opportunity.
- Advise the Affirmative Action Policy Committee and the Department of Personnel regarding agencies' and higher education institutions' compliance with applicable federal and state laws, regulations, and policies.
- 4. Consistent with the Commission authority, enforce all applicable federal and state laws and regulations pertaining to nondiscrimination and laws affecting all protected groups to ensure compliance with the content and spirit of this Executive Order.

The Office of the Governor shall:

- 1. Through the executive cabinet, review affirmative action recommendations and progress reports submitted through the Affirmative Action Policy Committee.
- Maintain regular communications with the Affirmative Action Policy Committee and other agencies, advisory groups and advocacy organizations concerned with employment discrimination.

Miscellaneous [4]

- 3. Take such additional action as deemed necessary which will result in an effective affirmative action program for the State of Washington.
- 4. Review annually with the directors of agencies progress towards goals on workforce diversity, executive team diversity, responsiveness of service delivery to diverse clientele, and goals for providing aggressive economic opportunities to women- and minority-owned businesses in public works and the provision of goods and services to their agencies or institutions, accessibility to agency programs in accordance with Executive Order 93-03, and diversity of boards and commissions. Review annual progress of higher education institutions and meet as needed with Boards of Regents and Trustees.
- 5. Identify a liaison within the Governor's policy office to work with the community and appropriate agencies and institutions as an advocate on issues specific to women in the state.
- Identify a liaison within the Governor's policy office to work with the community and appropriate agencies and institutions as an advocate on issues specific to gay men and lesbians in the state.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Seal of the State of Washington to be affixed at Olympia this 27th day of September, A.D., nineteen hundred and ninety-three.

Mike Lowry
Governor of Washington

BY THE GOVERNOR:

Ralph Munro Secretary of State

WSR 93-20-064 NOTICE OF PUBLIC MEETINGS MARITIME COMMISSION

[Memorandum-September 29, 1993]

The commission has rescheduled its October meeting, and it will be held on the second Thursday of October, namely, October 14, 1993, at 1:30 p.m., in the Second Floor Conference Room, Arctic Alaska Fisheries Corp., 1900 West Nickerson, Seattle, WA.

WSR 93-20-065 NOTICE OF PUBLIC MEETINGS SEATTLE COMMUNITY COLLEGES

[Memorandum—September 28, 1993]

The Seattle Community College District board of trustees will hold a work session, to begin at 5:00 p.m., and a reception for new faculty, to begin at 5:30 p.m., prior to their regularly scheduled meeting at 6:00 p.m., on Tuesday, October 5, 1993. This meeting will be held at North Seattle Community College, 9600 College Way North, Seattle, WA 98103.

WSR 93-20-071 NOTICE OF PUBLIC MEETINGS DEPARTMENT OF NATURAL RESOURCES

[Memorandum-September 30, 1993]

The next scheduled meeting of the Forest Fire Advisory Board is Friday, November 19, 1993. The meeting will begin at 9:00 a.m. and will be held in Room 330 on the third floor of the Natural Resources Building, located at 1111 Washington Street in Olympia.

Tentative topics for discussion include: Fire Protection Budget - Bill Boyes; Mitigation Plan Update - George Flanigan; Burning Permit Fees Revenues - Dick Stender; and Status of Landowner Contingency Fund.

WSR 93-20-074 EXECUTIVE ORDER OFFICE OF THE GOVERNOR

[EO 93-08]

ESTABLISHING THE GOVERNOR'S COUNCIL ON AGRICULTURE AND THE ENVIRONMENT

WHEREAS, the agriculture industry in Washington State has been the mainstay of our rural economies and values, as well as consistent supplier of affordable, quality farm products for the Pacific Northwest and the world. The State of Washington competes only with the State of California for the title of the most diverse agricultural state in the nation. Washington produces 90 different crops and leads the nation in 11 of those. The agricultural economy in Washington represents \$17 to \$20 billion or one-fifth of the state's gross product. Food processing has recently become the state's second largest employer. Agriculture is Washington's largest industry.

WHEREAS, production agriculture is a land and water intensive activity which accrues benefits to society. Because agriculture helps maintain our rural areas, the general public is afforded both scenic and recreational benefit. When the impacts of certain agricultural activities or policies begin to conflict with other values, questions and issues arise. Both agricultural and the non-farming public have a mutual interest in the protection of our natural resources.

NOW, THEREFORE, in an effort to provide the leadership agriculture needs to coordinate and communicate among the various commodity and environmental groups, and federal, state, local, and tribal governments, I, Mike Lowry, Governor of the State of Washington, do hereby direct that the Washington Governor's Council on Agriculture and the Environment be established as follows:

The Governor's Council on Agriculture and the Environment shall consist of not more than 24 members appointed by the Governor representing the following organizations: commodities, environmental and conservation, Native Americans, governments, conservation districts, irrigation districts, agri-business, food processors, and general agriculture. The Governor shall select the chair.

The primary support for the Council shall be provided by the Department of Agriculture in cooperation with the numerous other state agencies who may be involved with any of the issues.

The Council shall provide a forum for communication and dispute resolution between agricultural, environmental, governmental, and other interests on issues of mutual concern.

The Council shall provide advice to the Governor, state agencies, and the Legislature with respect to the business climate for agriculture in Washington.

The Council shall provide information and education to the Governor.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Seal of the State of Washington to be affixed at Olympia this 29th day of September, A.D., nineteen hundred and ninety-three.

Mike Lowry
Governor of Washington

BY THE GOVERNOR:

Doug F. Whiting
Assistant Secretary of State

WSR 93-20-081 NOTICE OF PUBLIC MEETINGS CONVENTION AND TRADE CENTER

[Memorandum-September 30, 1993]

Regular meetings of the Washington State Convention and Trade Center board of directors in 1994 shall be held at the Convention Center, 800 Convention Place, Seattle, at 1:30 p.m. on the third Wednesday of every month, with no meeting in the month of August, as set forth below:

1994 Regular Meetings of the Board of Directors

Wednesday,

January 12 February 23 March 23 April 20 May 18 June 15 July 20 September 21 October 19 November 16 December 21

No meeting is scheduled in the month of August.

All meetings will begin at 1:30 p.m. and will be held at the Washington State Convention and Trade Center, 800 Convention Place, in downtown Seattle.

WSR 93-20-082 NOTICE OF PUBLIC MEETINGS PUBLIC DISCLOSURE COMMISSION

[Memorandum-September 30, 1993]

The meeting location for our October 26, 1993, regular meeting has been moved to Hearing Room C, John L. O'Brien Building, Capitol Campus, Olympia, Washington.

WSR 93-20-083 NOTICE OF PUBLIC MEETINGS PUBLIC WORKS BOARD

[Memorandum—October 4, 1993]

PUBLIC WORKS BOARD MEETING DATES FOR 1994

DATE/TIME	EVENT	LOCATION
January 4 8:30 a.m	Regular Meeting	SeaTac
February 1 8:30 a.m	Regular Meeting	SeaTac
March 1 8:30 a.m.	Regular Meeting	SeaTac
April 5 8:30 a.m.	Regular Meeting	SeaTac
July 12 8:30 a.m.	Regular Meeting	SeaTac
August 2 9:30 a.m.	Regular Meeting and Tour	Okanogan County
September 6 8:30 a.m.	Regular Meeting	SeaTac
September 20 9:30 a.m.	Regular Meeting and Tour	Pierce County
November 1 8:30 a.m.	Regular Meeting	SeaTac
December 6 8:30 a.m.	Regular Meeting	SeaTac

WSR 93-20-084 NOTICE OF PUBLIC MEETINGS HUMAN RIGHTS COMMISSION

[Memorandum-September 30, 1993]

The Washington State Human Rights Commission will hold its November regular commission meeting in Spokane, Washington on November 17 and 18, 1993. The meeting on November 17, will be held at the Spokane City Hall, City Council Chambers, 808 West Spokane Falls Boulevard, Spokane, and will be a planning and training session beginning at 7:00 p.m. The regular business meeting on November 18, will be held at the Spokane City Hall, Fifth Floor Conference Room, 808 West Spokane Falls Boulevard, Spokane, beginning at 9:00 a.m.

WSR 93-20-085 NOTICE OF PUBLIC MEETINGS MARINE OVERSIGHT BOARD

[Memorandum-October 4, 1993]

The following public meeting was previously scheduled under WSR 93-17-088 October 22, 1993, at 1 p.m., John L. O'Brien Building, Capitol Campus, Hearing Room C, First Floor, Olympia, Washington.

That meeting has been rescheduled to November 8, 1993, at 10:30 a.m., Seattle-Tacoma International Airport, Theater, Door No. 5132, Ticketing Level (hallway area behind MarkAir ticketing).

Contact: Staff Director, Olympia, (206) 664-9130, SCAN 366-9130, FAX (206) 664-8761.

WSR 93-20-086 NOTICE OF PUBLIC MEETINGS BELLINGHAM TECHNICAL COLLEGE

[Memorandum-October 4, 1993]

The regularly scheduled meeting of the board of trustees of Bellingham Technical College will be held on Thursday, October 21, 1993, 9-11 a.m., in the Bellingham Technical College Building G Conference Center A.

WSR 93-20-100 NOTICE OF PUBLIC MEETINGS COMMISSION ON JUDICIAL CONDUCT

[Memorandum-October 5, 1993]

The Friday, November 5, 1993, regular meeting of the Commission on Judicial Conduct has been canceled.

WSR 93-20-103 DEPARTMENT OF ECOLOGY

[Filed October 5, 1993, 3:50 p.m.]

PUBLIC NOTICE OF DRAFT GENERAL PERMIT FOR THE FRESH FRUIT PACKING INDUSTRY

Introduction:

The Washington State Department of Ecology (ecology) is developing a general permit which will regulate the discharge of process and storm water from fresh fruit packing facilities. This permit is being developed to meet the requirements of chapters 90.48, 90.52, and 90.54 RCW as amended, and the Federal Water Pollution Control Act (FWPCA) (Title 33 United States Code, Section 1251 et seq.) as amended. All requirements of 40 Code of Federal Regulations (CFR) 122.41 and 122.42 are incorporated in this general permit by reference.

The fruit packing industry is eligible for coverage under a general permit due to: (1) The similar wastewater characteristics among facilities, (2) the uniform discharge conditions to which all facilities would be subject, and (3) the significant reduction of resources necessary for permit handling.

However, individual permits will still be applied in those instances where: (1) Ecology determines the general permit is not appropriate for that facility or (2) an individual facility does not wish to be covered or limited by this general permit (see Request to be Excluded from Coverage Under a General Permit for details).

The development, issuance, and compliance with the fresh fruit packing general permit are anticipated to protect human health and the waters of the state.

Types of Facilities or Dischargers Covered

Every new or existing fresh fruit packing facility which receives, packs, stores, and/or ships either hard or soft fruit shall be required to apply for and obtain coverage under either this general permit or an individual National Pollution Discharge Elimination System (NPDES)/state waste discharge permit.

Geographic Area Covered Under This General Permit

The geographical area covered by this general permit shall be the entire state of Washington.

Permit Application Requirements

Upon issuance of this general permit, every fresh fruit packing facility shall apply for coverage under this general permit. A facility shall submit to ecology a completed and signed Application for Coverage form specifically prescribed by ecology for this general permit.

All facilities required to apply for and obtain coverage under either this general permit or an individual permit shall do so according to the Waste discharge general permit program, chapter 173-226 WAC. All such facilities shall submit an Application for Coverage within the following time limits:

For existing facilities, in no event shall application be made later than ninety days after the issuance date of this general permit.

For new facilities, in no event shall application be made later than one hundred and eighty days prior to commencement of the activity which may result in the discharge of any pollutant. Any new facility shall submit to the department, along with any Application for Coverage, proof that such facility has complied with State Environmental Policy Act (SEPA).

Any facility required to apply for and obtain coverage under either this general permit or an NPDES/state waste discharge permit, with exception to those stipulated in WAC 173-216-050, and found not to have done so within the time limits given will be deemed to be in violation of the state Water Pollution Control Act and/or the federal Clean Water Act, and shall be subject to the enforcement sanctions provided in such acts for unlawfully discharging without a permit.

Requests to be Excluded from Coverage Under a General Permit

Any discharger authorized by this general permit may request to be excluded from coverage under this general permit by applying for an individual permit. The discharger shall submit to the director of ecology an application as described in WAC 173-220-040 or 173-216-070, whichever

is applicable, with reasons supporting the request. The director shall either issue an individual permit or deny the request with a statement explaining the reason for the denial. When an individual permit is issued to a discharger otherwise subject to this general permit, the applicability of this general permit to that discharger is automatically terminated on the effective date of the individual permit.

Wastewater Treatment and Disposal Requirements

All general permit holders must properly install, operate, and maintain acceptable treatment/disposal methods (TDMs) for their process wastewater discharges. These TDMs include: (1) Lined evaporative lagoons; (2) dust abatement; (3) publicly-owned treatment works (POTWs) or on-site sewage devices; (4) land application; (5) percolation ponds and ditches; and (6) surface waters. Each TDM may only be used to treat/dispose of certain wastestreams, and requires the use of specific best management practices (BMPs). Required BMPs and effluent limits will cause some fruit packers to switch TDMs or to change current practices or operating methods.

Costs and Small Business Impacts

The waste discharge general permit program, chapter 173-226 WAC, requires that a small business economic impact statement (SBEIS) be written for each proposed general permit. The SBEIS must describe the costs of complying with the proposed general permit. The SBEIS estimates the compliance costs for permit conditions that exceed baseline conditions at permitted facilities. Baseline conditions are those required to comply with any applicable state of Washington (state) and federal law or regulation. It is estimated that the majority of the facilities in the fresh fruit packing industry are presently, to a significant extent, in compliance with the proposed general permit. Therefore, they should only incur relatively minor costs in coming into complete compliance with the permit requirements.

The SBEIS for the proposed permit has indicated that compliance costs are primarily dependent on the size of the fruit packing operation, and secondarily dependent on the number, type, and volume of wastestreams generated by the individual packers. The cost estimates are annualized averages and are estimated to be accurate within plus or minus 30 percent. Capital costs are annualized using a 10 percent interest rate and varying assumptions as to the lifetime of the capital investment. Annualized compliance costs are calculated under each of four different cost scenarios which represent both large and small fresh fruit packers. The annualized cost of compliance is in the range of \$1,124.00 to \$26,236.00. It has a proportionately greater impact on small businesses than on large businesses. Disproportionate impacts of rules on small businesses must be reduced if it is legal and feasible. However, since the majority of the general permit conditions are based on either federal or state regulations, they cannot be legally mitigated nor their associated costs significantly reduced.

Fees

Under the Model Toxics Control Act, now codified as RCW 90.48.465, ecology is required to recover the cost of the water quality permit program. Ecology has adopted a

regulation (chapter 173-224 WAC) establishing annual permit fees for all industrial and municipal/domestic wastewater discharge permit holders. General and individual permits are subject to this fee commencing on their effective date.

Public Hearings and Other Information

Three public hearings on the draft fresh fruit packing general permit shall be held on the following dates and locations. All hearings will start at 3 p.m.

Tuesday, November 30, 1993 Yakima County Courthouse 128 North 3rd Street Room 231/232 (2nd Floor) Yakima, WA

Thursday, December 2, 1993 Prosser City Library 902 7th Street Prosser, WA

Wednesday, December 8, 1993 Wenatchee City Hall Commissioners Conference Room 129 South Chelan Wenatchee, WA

Persons needing special accommodations should contact Steven Huber at: Washington State Department of Ecology, Central Regional Office, 106 South 6th Avenue, Yakima, WA 98902-3387, phone (509) 575-2680.

Comments on the general permit may be given at the public hearings. Interested persons are also invited to submit written comments regarding the proposed general permit.

All comments will be considered before a final permit determination is made. A responsiveness summary will be prepared and available for public review. If the final determination on the general permit remains substantially unchanged from that published in the public notice, a copy of the final determination shall be forwarded to all persons who submitted written comment or gave public testimony regarding the permit. However, if the final determination is substantially changed, public notice shall again be given.

All written comments should be submitted within thirty days of the date of this public notice to:

Washington State Department of Ecology Central Regional Office 106 South 6th Avenue Yakima, WA 98902-3387 Attention: Water Quality Permit Coordinator

The proposed general permit, fact sheet, application for coverage, small business economic impact statement (SBEIS), SBEIS summary, and other related documents are on file and may be inspected and copied between the hours of 8:00 a.m. and 4:30 p.m., weekdays at the following Department of Ecology locations:

Miscellaneous [8]

MISCELLANEOUS

Central Regional Office 106 South 6th Avenue Yakima, WA 98902-3387

Attn: Steven Huber, Permit Coordinator

(509) 575-2490

Eastern Regional Office North 4601 Monroe, Suite 100 Spokane, WA 99205-1295 Attn: Mike Huffman Permit C

Attn: Mike Huffman, Permit Coordinator

(509) 456-2926

Northwest Regional Office Mailstop NB-81 3190 160th Avenue S.E. Bellevue, WA 98008-5452

Attn: Carla Skog, Permit Coordinator

(206) 649-7000

Southwest Regional Office P.O. Box 47775 Olympia, WA 98504-7775 Attn: Holly Francis, Permit Coordinator (7272 Cleanwater Lane, Tumwater)

(206) 753-2353

Tentative Determination to Issue

Ecology has tentatively determined to issue a general permit to the fresh fruit packing industry operating in the state of Washington. Proposed date of issuance is February 10, 1994.

The proposed terms, limitations and conditions contained herein are tentative and may be subject to change, subsequent to public hearings. All facilities accepted under this general permit will not be relieved of any responsibility or liability at any time during the life of the permit for: (1) Violating or exceeding state water quality standards; or (2) violating any other local, state, or federal regulation or standard as may pertain to the individual facility.

Ecology is an equal opportunity and affirmative action employer.

WSR 93-20-104 DEPARTMENT OF ECOLOGY

[Filed October 5, 1993, 3:51 p.m.]

The Washington State Department of Ecology will be holding a public hearing on Tuesday, November 9, 1993, to solicit comments on the adoption of the currently amended and proposed amendments to chapter 173-422 WAC to be submitted into the Washington state implementation plan (SIP), and of an update to the Vancouver carbon monoxide attainment plan to meet federal requirements for contingency measures. The contingency measures rely on emission reductions from the emission check program as these reductions provide a margin of safety for achieving the carbon monoxide

standard.

Tuesday, November 9, 1993

Date: Time:

7:00 p.m.

Location:

Clark County Public Utilities 1200 Fort Vancouver Way Vancouver, WA

For more information regarding this hearing please contact Doug Schneider, (206) 438-7134. Written comments are encouraged and will be considered if postmarked no later than November 10, 1993. Comments should be sent to Doug Schneider, Department of Ecology, P.O. Box 47600, Olympia, WA 98504-7600.

Ecology is an equal opportunity and affirmative action employer. If you have special accommodation needs, please call Lydia Blalock, (206) 459-6507 (voice) before October 22nd, or (206) 407-6860 (voice) after October 25th, or (206) 438-8721 (TDD).

WSR 93-20-112 NOTICE OF PUBLIC MEETINGS TRANSPORTATION IMPROVEMENT BOARD

[Memorandum—October 1, 1993]

MEETING NOTICE FOR OCTOBER 1993 TRANSPORTATION IMPROVEMENT BOARD OLYMPIA, WASHINGTON 98504-0901

Work session, 9:00 a.m. - 5:00 p.m., Thursday, October 21, 1993, in Spokane at Cavanaugh's Inn at the Park, West 303 North River Drive.

Work session, 7:00 p.m., Thursday, October 21, 1993, at Cavanaugh's Inn at the Park.

Board meeting, 9:30 a.m., Friday, October 22, 1993, at Spokane City Council Chambers, West 808 Spokane Falls Boulevard.

The next scheduled meeting is November 19, 1993. A notice with further detail of the November meeting will be mailed October 29, 1993.

SPECIAL NEEDS: For special accommodation needs or to request an auxiliary aid please contact the TIB office at (206) 753-7198 by November 10, 1993.

WSR 93-20-125 NOTICE OF PUBLIC MEETINGS DEPARTMENT OF LICENSING

[Memorandum—October 6, 1993]

Public Meeting Notice
Title and Registration Advisory Committee (TRAC)

DATE: November 23, 1993

TIME: 9:30 a.m. to 12:00 noon

PLACE: Room 500

SeaTac Office Building 18000 Pacific Highway South

Seattle, WA

[9] Miscellaneous

WSR 93-20-127 ATTORNEY GENERAL OPINION

[Filed October 6, 1993, 11:01 a.m.]

NOTICE OF REQUEST FOR ATTORNEY GENERAL'S OPINION

WASHINGTON ATTORNEY GENERAL

The Washington Attorney General issues formal published opinions in response to requests by the heads of state agencies, state legislators, and county prosecuting attorneys. When it appears that individuals outside the Attorney General's Office have information or expertise that will assist in the preparation of a particular opinion, a summary of the opinion request will be published in the state register. If you would like additional information about the Attorney General's opinions process or any opinion request summarized in the register, call the Attorney General's Office at (206) 753-4114, or write to the Solicitor General, Office of the Attorney General, 905 Plum Street, P.O. Box 40100, Olympia, WA 98504-0100.

During the period covered by this register there are no opinion requests for which the Attorney General's Office seeks public input.

Miscellaneous [10]

KEY TO TABLE

This table covers the current calendar year through this issue of the Register and should be used to locate rules amended, adopted, or repealed subsequent to the publication date of the latest WAC or Supplement.

Symbols:

AMD = Amendment of existing section

A/R = Amending and recodifying a section

DECOD = Decodification of an existing section NEW = New section not previously codified

OBJEC = Notice of objection by Joint Administrative

Rules Review Committee

PREP = Preproposal comments

RE-AD = Readoption of existing section

RECOD = Recodification of previously codified

section

REP = Repeal of existing section

RESCIND = Rescind previous emergency rule

REVIEW = Review of previously adopted rule

Suffixes:

-P = Proposed action

-C = Continuance of previous proposal

-E = Emergency action

-S = Supplemental notice

-W = Withdrawal of proposed action

No suffix means permanent action

WAC # shows the section number under which an agency rule is or will be codified in the Washington Administrative Code.

WSR # shows the issue of the Washington State Register where the document may be found; the last three digits identify the document within the issue.

								
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4-24-041	REP-P	93-08-089	4-25-511	NEW	93-12-076	16-08-151	AMD-P	93-07-021
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4-24-101	REP-P	93-08-089	4-25-551	NEW	93-12-072		NEW-P	93-10-046
4-24-101	REP	93-12-064	4-25-600	NEW-P	93-17-076	16-10-030	NEW-P	93-04-113
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4-24-110	REP	93-12-064	4-25-620	NEW-P	93-17-076	16-10-030	NEW-P	
4-24-120	REP-P	93-08-089	4-25-622	NEW-P	93-17-076	16-10-030	NEW	93-10-046
4-24-120	REP	93-12-064	4-25-630	NEW-P	93-17-076	16-46-005	NEW-P	93-16-088
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4-24-150	REP	93-12-064	4-25-662	NEW-P	93-17-076	16-46-030	AMD-P	93-16-088
4-25-010	REP-P	93-08-089	4-25-710	NEW-P	93-08-098	16-46-030	AMD	93-19-125
4-25-010	REP	93-12-064	4-25-710	NEW	93-12-071	16-46-035	NEW-P	93-16-088
4-25-040	REP-P	93-08-089	4-25-720	NEW-P	93-08-099	16-46-035	NEW	93-19-125
4-25-040	REP	93-12-064	4-25-720	NEW	93-12-070	16-46-040	AMD-P	93-16-088
4-25-060	REP-P	93-17-075	4-25-721	NEW-P	93-08-100	16-46-040	AMD	93-19-125
4-25-080	AMD-P	93-17-074	4-25-721	NEW	93-12-069	16-46-045	NEW-P	93-16-088
4-25-100	REP-P	93-17-075	4-25-722	NEW-P	93-17-072	16-46-045	NEW	93-19-125
4-25-120	REP-P	93-17-075	4-25-730	NEW-P	93-08-101	16-46-050	REP-P	93-16-088
4-25-120	REP-P	93-17-075	4-25-730	NEW	93-12-068	16-46-050	REP	93-19-125
4-25-140	REP-P	93-08-089	4-25-740	NEW-P	93-08-102	16-46-060	REP-P	93-16-088
4-25-140	REP	93-12-064	4-25-740	NEW	93-12-067	16-46-060	REP	93-19-125
4-25-140 4-25-141	REP-P	93-08-089	4-25-750	NEW-P	93-17-073	16-46-070	AMD-P	93-16-088
	REP-P REP	93-12-064	4-25-755	NEW-P	93-08-103	16-46-070	AMD	93-19-125
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16-70-020	AMD-P	93-16-090	16-218-010	AMD-P	93-12-134	16-228-925	NEW-P	93-06-075
16-70-020	AMD	93-19-127	16-218-010	AMD	93-15-069	16-228-925	NEW	93-10-047
16-78-001	REP-P	93-16-091	16-218-02001	AMD-P	93-12-134	16-228-930	NEW-P	93-04-114
16-78-001	REP	93-19-129	16-218-02001	AMD	93-15-069	16-228-930	NEW-W	93-06-007
16-78-002	REP-P	93-16-091	16-218-030	NEW-P	93-12-134	16-228-930	NEW-P	93-06-075
16-78-002	REP	93-19-129	16-218-030	NEW	93-15-069	16-228-930	NEW	93-10-047
16-78-003	REP-P	93-16-091	16-219-010	NEW-P	93-12-128	16-229	NEW-C	93-18-011
16-78-003	REP	93-19-129	16-219-010	NEW	93-16-017	16-229	NEW-C	93-19-066
16-78-010	REP-P	93-16-091	16-219-014	NEW-E	93-18-064	16-229-010	NEW-P	93-12-044
16-78-010 16-78-020	REP REP-P	93-19-129	16-219-015	NEW-P	93-12-128	16-229-015	NEW-P	93-12-044
16-78-020	REP-P REP	93-16-091 93-19-129	16-219-015	NEW-E	93-13-038	16-229-020	NEW-P	93-12-044
16-78-030	REP-P	93-19-129	16-219-015 16-219-015	RESCIND	93-13-045	16-229-025	NEW-P	93-12-044
16-78-030	REP-P	93-16-091	16-219-015	NEW-E NEW	93-13-046	16-229-030	NEW-P	93-12-044
16-88-010	NEW-P	93-16-092	16-219-015	REP-P	93-16-017 93-18-061	16-229-040	NEW-P	93-12-044
16-88-010	NEW	92-19-128	16-219-015	RESCIND	93-18-063	16-229-050 16-229-060	NEW-P NEW-P	93-12-044 93-12-044
16-88-020	NEW-P	93-16-092	16-219-015	AMD-E	93-18-064	16-229-070	NEW-P	93-12-044
16-88-020	NEW	92-19-128	16-219-016	NEW-E	93-18-004	16-229-080	NEW-P	93-12-044
16-88-030	NEW-P	93-16-092	16-219-016	RESCIND	93-18-063	16-229-090	NEW-P	93-12-044
16-88-030	NEW	92-19-128	16-219-016	NEW-E	93-18-064	16-229-100	NEW-P	93-12-044
16-88-040	NEW-P	93-16-092	16-219-020	NEW-P	93-12-128	16-229-110	NEW-P	93-12-044
16-88-040	NEW	92-19-128	16-219-020	NEW-E	93-13-038	16-229-120	NEW-P	93-12-044
16-101-700	AMD-E	93-19-041	16-219-020	RESCIND	93-13-045	16-229-130	NEW-P	93-12-044
16-101-700	AMD-P	93-20-035	16-219-020	NEW-E	93-13-046	16-229-140	NEW-P	93-12-044
16-147-010	NEW-P	93-20-036	16-219-020	NEW	93-16-017	16-229-150	NEW-P	93-12-044
16-147-020	NEW-P	93-20-036	16-219-020	REP-P	93-18-061	16-229-160	NEW-P	93-12-044
16-147-030	NEW-P	93-20-036	16-219-020	RESCIND	93-18-063	16-229-170	NEW-P	93-12-044
16-147-040	NEW-P	93-20-036	16-219-020	REP-E	93-18-064	16-229-180	NEW-P	93-12-044
16-147-050 16-147-060	NEW-P NEW-P	93-20-036 93-20-036	16-219-025	NEW-P	93-12-128	16-229-200	NEW-P	93-12-044
16-147-070	NEW-P	93-20-036	16-219-025 16-219-025	NEW-E RESCIND	93-13-038 93-13-045	16-229-210	NEW-P	93-12-044
16-147-080	NEW-P	93-20-036	16-219-025	NEW-E	93-13-046	16-229-220 16-229-230	NEW-P NEW-P	93-12-044
16-147-090	NEW-P	93-20-036	16-219-025	NEW	93-15-040	16-229-240	NEW-P	93-12-044 93-12-044
16-147-100	NEW-P	93-20-036	16-219-025	REP-P	93-18-061	16-229-250	NEW-P	93-12-044
16-147-110	NEW-P	93-20-036	16-219-025	RESCIND	93-18-063	16-229-260	NEW-P	93-12-044
16-147-120	NEW-P	93-20-036	16-219-025	REP-E	93-18-064	16-229-270	NEW-P	93-12-044
16-147-130	NEW-P	93-20-036	16-219-026	NEW-E	93-18-004	16-229-280	NEW-P	93-12-044
16-147-140	NEW-P	93-20-036	16-219-026	RESCIND	93-18-063	16-229-300	NEW-P	93-12-044
16-147-150	NEW-P	93-20-036	16-219-026	NEW-E	93-18-064	16-229-310	NEW-P	93-12-044
16-201	NEW-C	93-18-011	16-219-027	NEW-E	93-18-004	16-229-400	NEW-P	93-12-044
16-201	NEW-C	93-19-066	16-219-027	RESCIND	93-18-063	16-229-410	NEW-P	93-12-044
16-201-010	NEW-P NEW-P	93-12-044	16-219-027	NEW-E	93-18-064	16-229-420	NEW-P	93-12-044
16-201-020 16-201-025	NEW-P	93-12-044 93-12-044	16-219-030 16-219-030	NEW-P NEW-E	93-12-128	16-229-430	NEW-P	93-12-044
16-201-023	NEW-P	93-12-044	16-219-030	RESCIND	93-13-038	16-229-440	NEW-P	93-12-044
16-201-028	NEW-P	93-12-044	16-219-030	NEW-E	93-13-045 93-13-046	16-229-450 16-229-470	NEW-P NEW-P	93-12-044
16-201-040	NEW-P	93-12-044	16-219-030	NEW	93-16-017	16-229-470	NEW-P	93-12-044 93-12-044
16-201-050	NEW-P	93-12-044	16-219-030	REP-P	93-18-061	16-230	AMD-C	93-12-044
16-201-060	NEW-P	93-12-044	16-219-030	RESCIND	93-18-063	16-230-250	AMD-E	93-10-018
16-201-070	NEW-P	93-12-044	16-219-030	REP-E	93-18-064	16-230-250	AMD-P	93-12-038
16-201-080	NEW-P	93-12-044	16-228-228	NEW-P	93-18-061	16-230-250	AMD	93-17-041
16-201-100	NEW-P	93-12-044	16-228-900	REP-P	93-04-114	16-230-260	AMD-E	93-12-038
16-201-110	NEW-P	93-12-044	16-228-900	REP-W	93-06-007	16-230-260	AMD-P	93-12-129
16-201-120	NEW-P	93-12-044	16-228-900	REP-P	93-06-075	16-230-260	AMD	93-17-041
16-201-130	NEW-P	93-12-044	16-228-900	REP	93-10-047	16-230-270	AMD-E	93-12-038
16-201-140	NEW-P	93-12-044	16-228-905	NEW-P	93-04-114	16-230-270	AMD-P	93-12-129
16-201-150	NEW-P	93-12-044	16-228-905	NEW-W	93-06-007	16-230-270	AMD	93-17-041
16-201-160	NEW-P	93-12-044	16-228-905	NEW-P	93-06-075	16-230-280	REP-E	93-12-038
16-201-170	NEW-P	93-12-044	16-228-905	NEW	93-10-047	16-230-280	REP-P	93-12-129
16-201-180	NEW-P	93-12-044	16-228-910	NEW-P	93-04-114	16-230-280	REP	93-17-041
16-201-190	NEW-P	93-12-044	16-228-910	NEW-W	93-06-007	16-230-281	NEW-E	93-12-038
16-201-200 16-201-210	NEW-P	93-12-044	16-228-910	NEW-P	93-06-075	16-230-281	NEW-P	93-12-129
16-201-210	NEW-P NEW-P	93-12-044 93-12-044	16-228-910	NEW D	93-10-047	16-230-281	NEW	93-17-041
16-201-220	NEW-P	93-12-044	16-228-915 16-228-915	NEW-P NEW-W	93-04-114 93-06-007	16-230-290 16-230-290	AMD-E	93-12-038
	1.174L	/J-14*U 44	1 10-220-71J		23-00-00 <i>1</i>	1 10-230-290	AMD-P	93-12-129
Table				r e 1				

Table [2]

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					02.02.020	51.11.0505	AMD W	02.00.004
16-230-290	AMD	93-17-041	16-674-100	NEW	93-03-079 93-20-101	51-11-0505	AMD-W AMD-P	93-08-084 93-16-113
16-230-300	REP-E	93-12-038 93-12-129	16-750-011 16-750-015	AMD-P AMD-P	93-20-101	51-11-0525 51-11-0525	AMD-F	93-20-129
16-230-300 16-230-300	REP-P REP	93-12-129	44-01-010	AMD-F	93-14-081	51-11-0527	AMD-P	93-16-113
16-230-300	NEW-E	93-17-041	44-01-020	AMD-E	93-14-081	51-11-0527	AMD-S	93-20-129
16-316-470	AMD-P	93-19-124	44-01-030	AMD-E	93-14-081	51-11-0528	AMD-P	93-08-077
16-316-474	AMD-P	93-19-124	44-01-100	AMD-E	93-14-081	51-11-0528	AMD-W	93-08-084
16-316-525	AMD-P	93-19-124	44-01-110	AMD-E	93-14-081	51-11-0529	AMD-P	93-08-077
16-316-572	AMD-P	93-19-124	44-01-120	AMD-E	93-14-081	51-11-0529	AMD-W	93-08-084
16-316-701	AMD-P	93-19-124	44-01-130	AMD-E	93-14-081	51-11-0531	AMD-P	93-08-077
16-316-715	AMD-P	93-19-124	44-01-140	AMD-E	93-14-081	51-11-0531	AMD-W	93-08-084
16-316-717	AMD-P	93-19-124	44-01-150	AMD-E	93-14-081	51-11-0532	AMD-P AMD-W	93-08-077 93-08-084
16-316-719	AMD-P	93-19-124	44-01-160 44-01-170	AMD-E AMD-E	93-14-081 93-14-081	51-11-0532 51-11-0538	AMD-W	93-08-084
16-316-721	AMD-P NEW-P	93-19-124 93-19-124	44-01-170	AMD-E	93-07-017	51-11-0538	AMD-W	93-08-084
16-316-722 16-316-723	AMD-P	93-19-124	50-14-020	AMD-P	93-11-087	51-11-0539	AMD-P	93-08-077
16-316-724	AMD-P	93-19-124	50-14-020	AMD	93-13-142	51-11-0539	AMD-W	93-08-084
16-316-727	AMD-P	93-19-124	50-14-030	AMD-P	93-11-087	51-11-0540	AMD-P	93-08-077
16-316-729	NEW-P	93-19-124	50-14-030	AMD	93-13-142	51-11-0540	AMD-W	93-08-084
16-316-731	NEW-P	93-19-124	50-14-040	AMD-P	93-11-087	51-11-0542	AMD-P	93-08-077
16-354-020	AMD-P	93-13-090	50-14-040	AMD	93-13-142	51-11-0542	AMD-W	93-08-084
16-354-020	AMD	93-17-019	50-14-050	AMD-P	93-11-087	51-11-0601	AMD-P	93-08-077
16-400-210	AMD-E	93-04-078	50-14-050	AMD	93-13-142	51-11-0601	AMD-W	93-08-084
16-400-210	AMD-P	93-04-103	50-14-060	AMD-P	93-11-087 93-13-142	51-11-0601 51-11-0601	AMD-W AMD-P	93-16-112 93-16-113
16-400-210	AMD	93-07-105	50-14-060 50-14-070	AMD AMD-P	93-13-142	51-11-0601	AMD-F	93-20-129
16-403	AMD-C AMD-P	93-17-102 93-13-141	50-14-070	AMD-F	93-13-142	51-11-0602	AMD-P	93-16-113
16-403-220 16-403-220	AMD-P AMD	93-13-141	50-14-080	AMD-P	93-11-087	51-11-0602	AMD-S	93-20-129
16-409-015	AMD-W	93-05-022	50-14-080	AMD	93-13-142	51-11-0603	AMD-P	93-16-113
16-409-065	REP-W	93-05-022	50-14-090	AMD-P	93-11-087	51-11-0603	AMD-S	93-20-129
16-409-075	AMD-W	93-05-022	50-14-090	AMD	93-13-142	51-11-0605	AMD-P	93-08-077
16-415	PREP	93-07-053	50-14-100	AMD-P	93-11-087	51-11-0605	AMD-W	93-08-084
16-432	PREP	93-07-053	50-14-100	AMD	93-13-142	51-11-0606	AMD-P	93-08-077
16-461-011	NEW-P	93-08-060	50-14-110	AMD-P	93-11-087	51-11-0606	AMD-W	93-08-084
16-461-011	NEW-W	93-12-047	50-14-110	AMD	93-13-142	51-11-0607	AMD-P AMD-W	93-08-077 93-08-084
16-462-030	AMD-P	93-13-091	50-14-130	AMD-P	93-11-087 93-13-142	51-11-0607 51-11-0608	AMD-W	93-08-077
16-462-030	AMD NEW-E	93-17-022 93-20-102	50-14-130 50-20-130	AMD AMD-P	93-13-144	51-11-0608	AMD-W	93-08-084
16-470-92005 16-470-92010	NEW-E NEW-E	93-20-102	50-20-130	AMD-1	93-16-033	51-11-0625	AMD-P	93-16-113
16-470-92015	NEW-E	93-20-102	50-30-030	AMD-P	93-13-143	51-11-0625	AMD-S	93-20-129
16-470-92020	NEW-E	93-20-102	50-30-030	AMD	93-16-032	51-11-0626	AMD-P	93-16-113
16-470-92025	NEW-E	93-20-102	50-48-100	AMD-P	93-05-052	51-11-0626	AMD-S	93-20-129
16-470-92030	NEW-E	93-20-102	50-48-100	AMD	93-07-113	51-11-0627	AMD-P	93-16-113
16-470-92035	NEW-E	93-20-102	51-04-015	AMD-W	93-14-017	51-11-0627	AMD-S	93-20-129
16-470-92040	NEW-E	93-20-102	51-04-015	AMD-P	93-16-110	51-11-0628	AMD-P	93-16-113
16-532-120	AMD-P	93-06-083	51-04-018	AMD-W	93-14-017	51-11-0628 51-11-0629	AMD-S AMD-P	93-20-129 93-16-113
16-532-120	AMD	93-09-014	51-04-018	AMD-P AMD-W	93-16-110 93-14-017	51-11-0629	AMD-F	93-10-113
16-555-010	AMD-P	93-04-094 93-10-063	51-04-020 51-04-020	AMD-W AMD-P	93-14-017	51-11-0630	AMD-P	93-16-113
16-555-010	AMD AMD-P	93-10-003	51-04-025	AMD-W	93-14-017	51-11-0630	AMD-S	93-20-129
16-555-020 16-555-020	AMD-F	93-10-063	51-04-025	AMD-P	93-16-110	51-11-0631	AMD-P	93-08-077
16-561-100	NEW-P	93-16-070	51-04-030	AMD-W	93-14-017	51-11-0631	AMD-W	93-08-084
16-561-100	NEW	93-20-088	51-04-030	AMD-P	93-16-110	51-11-0700	AMD-P	93-08-077
16-561-110	NEW-P	93-16-070	51-04-060	AMD-W	93-14-017	51-11-1000	AMD-P	93-08-077
16-561-110	NEW	93-20-088	51-04-060	AMD-P	93-16-110	51-11-1006	AMD-P	93-16-113
16-561-120	NEW-P	93-16-070	51-11-0101	AMD-P	93-08-077	51-11-1006	AMD-E	93-20-106
16-561-120	NEW	93-20-088	51-11-0101	AMD-W	93-08-084	51-11-1006	AMD-S	93-20-129 93-08-077
16-570-040	AMD-P	93-07-085	51-11-0200	AMD-P	93-08-077	51-11-1100 51-11-1101	NEW-P NEW-W	93-08-084
16-570-040	AMD	93-11-032	51-11-0201 51-11-0201	AMD-P AMD-S	93-08-077 93-20-129	51-11-1101	NEW-E	93-20-106
16-602-020	AMD-P AMD	93-15-099 93-19-082	51-11-0401	AMD-P	93-20-129	51-11-1102	NEW-W	93-08-084
16-602-020	NEW-E	93-19-082	51-11-0401	AMD-W	93-08-084	51-11-1103	NEW-W	93-08-084
16-602-040 16-602-040	NEW-P	93-15-100	51-11-0402	AMD-P	93-16-113	51-11-1104	NEW-W	93-08-084
16-602-040	NEW	93-19-081	51-11-0402	AMD-S	93-20-129	51-11-1105	NEW-W	93-08-084
16-620-150	NEW-P	93-17-059	51-11-0502	AMD-P	93-08-077	51-11-1106	NEW-W	93-08-084
16-620-270	AMD-P	93-17-059	51-11-0502	AMD-W	93-08-084	51-11-1107	NEW-W	93-08-084
16-674-002	REP	93-03-079	51-11-0502	AMD-W	93-16-112	51-11-1108	NEW-W	93-08-084
16-674-010	AMD	93-03-079	51-11-0502	AMD-P	93-16-113	51-11-1109	NEW-W	93-08-084
16-674-020	REP	93-03-079	51-11-0502	AMD-E	93-20-106	51-11-1110	NEW-P NEW-P	93-08-077 93 - 08-077
16-674-060	NEW	93-03-079	51-11-0502	AMD-S AMD-P	93-20-129 93-08-077	51-11-1120 51-11-1130	NEW-P NEW-P	93-08-077
16-674-070	NEW	93-03-079 93-03-079	51-11-0503 51-11-0503	AMD-P AMD-W	93-08-077	51-11-1131	NEW-P	93-08-077
16-674-080 16-674-090	NEW NEW	93-03-079	51-11-0505	AMD-P	93-08-077	51-11-1132	NEW-P	93-08-077
10-074-070	14544	75-05-017	. 51 1. 5555	[3.]				Table

Table

								
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51-11-1133	NEW-P	93-08-077	51 11 1502	NICW W	03.00.004			
51-11-1134	NEW-P	93-08-077	51-11-1503 51-11-1504	NEW-W NEW-W	93-08-084 93-08-084	55-01-060 55-01-060	AMD-E	93-14-089 93-18-102
51-11-1140	NEW-P	93-08-077	51-11-1505	NEW-W	93-08-084	55-01-070	AMD-P AMD-E	93-18-102
51-11-1141	NEW-P	93-08-077	51-11-1510	NEW-P	93-08-077	55-01-070	AMD-P	93-18-102
51-11-1142	NEW-P	93-08-077	51-11-1511	NEW-P	93-08-077	55-01-080	AMD-E	93-14-089
51-11-1143	NEW-P	93-08-077	51-11-1512	NEW-P	93-08-077	55-01-080	AMD-P	93-18-102
51-11-1144 51-11-1150	NEW-P NEW-P	93-08-077	51-11-1513	NEW-P	93-08-077	67-35-030	AMD-P	93-07-117
51-11-1160	NEW-P	93-08-077 93-08-077	51-11-1513 51-11-1520	NEW-C NEW-P	93-16-111 93-08-077	67-35-030 67-35-040	AMD AMD-P	93-10-067
51-11-1201	NEW-P	93-08-077	51-11-1521	NEW-P	93-08-077	67-35-040	AMD-P	93-06-048 93-09-013
51-11-1201	NEW-W	93-08-084	51-11-1522	NEW-P	93-08-077	67-35-055	REP-P	93-06-048
51-11-1210	NEW-P	93-08-077	51-11-1530	NEW-P	93-08-077	67-35-055	REP	93-09-013
51-11-1301	NEW-P	93-08-077	51-11-1531	NEW-P	93-08-077	67-35-056	REP-P	93-06-048
51-11-1301	NEW-W	93-08-084	51-11-1532	NEW-P	93-08-077	67-35-056	REP	93-09-013
51-11-1302 51-11-1302	NEW-P NEW-W	93-08-077 93-08-084	51-11-1532	NEW-C	93-16-111	82-50-021	AMD-P	93-19-148
51-11-1303	NEW-P	93-08-077	51-11-1601 51-11-1602	NEW-W NEW-W	93-08-084 93-08-084	98-60-010 98-60-010	NEW-P NEW	93-03-063
51-11-1303	NEW-W	93-08-084	51-11-1603	NEW-W	93-08-084	98-60-020	NEW-P	93-07-040 93-03-063
51-11-1310	NEW-P	93-08-077	51-11-1604	NEW-W	93-08-084	98-60-020	NEW	93-07-040
51-11-1310	NEW-C	93-16-111	51-11-1605	NEW-W	93-08-084	98-60-030	NEW-P	93-03-063
51-11-1311	NEW-P	93-08-077	51-11-1606	NEW-W	93-08-084	98-60-030	NEW	93-07-040
51-11-1311	NEW-C	93-16-111	51-11-1607	NEW-W	93-08-084	98-60-040	NEW-P	93-03-063
51-11-1312 51-11-1313	NEW-P NEW-P	93-08-077 93-08-077	51-11-1608	NEW-W	93-08-084	98-60-040	NEW	93-07-040
51-11-1314	NEW-P	93-08-077	51-11-1701 51-11-1701	NEW-P NEW-W	93-08-077 93-08 - 084	98-60-050 98-60-050	NEW-P	93-03-063
51-11-1320	NEW-P	93-08-077	51-11-1801	NEW-W	93-08-084	98-70-010	NEW AMD-P	93-07-040 93-03-062
51-11-1321	NEW-P	93-08-077	51-11-1901	NEW-W	93-08-084	98-70-010	AMD	93-03-002
51-11-1322	NEW-P	93-08-077	51-11-1902	NEW-W	93-08-084	98-70-010	AMD-P	93-20-126
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51-11-1402 51-11-1410	NEW-W NEW-P	93-08-084 93-08-077	51-11-2005 51-11-2006	NEW-W NEW-P	93-08-084 93-08-077	118-04-110	REP-P	93-15-087
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51-11-1434	NEW-P	93-08-077	51-13-304	AMD	93-02-056	118-04-300	NEW-P	93-15-087
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51-11-1441	NEW-P	93-08-077	55-01-001 55-01-010	AMD-E AMD-E	93-14-089 93-14-089	118-04-400 118-04-420	NEW-P NEW-P	93-15-087
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51-11-1452	NEW-P	93-08-077	55-01-020	AMD-P	93-18-102	131-16-091	AMD	93-14-008
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51-11-1454	NEW-C	93-16-111	55-01-040	AMD-E	93-14-089	131-16-093	AMD-P	93-10-103
51-11-1501 51-11-1501	NEW-P NEW-W	93-08-077 93-08-084	55-01-040 55-01-050	AMD-P AMD-E	93-18-102 93-14-089	131-16-093 131-47-010	AMD	93-14-008
51-11-1502	NEW-W	93-08-084	55-01-050	AMD-E AMD-P	93-14-089	131-47-010	NEW-E NEW-P	93-09-047 93-14-052
Table		22 00 004	, 55 01 050	[4])J 10-102	1 151-47-010	14544-1	75-14-034
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131-47-010	NEW NEW-E	93-19-079 93-09-047	131-47-105 131-47-105	NEW-E NEW-P	93-09-047 93-14-052	131-48-110	NEW-F	93-14-010
131-47-015 131-47-015	NEW-E NEW-P	93-14-052	131-47-105	NEW-E	93-14-053	131-48-120	NEW-P	93-18-067
131-47-015	NEW-E	93-14-053	131-47-105	NEW	93-19-079	131-48-130	NEW-E	93-14-010
131-47-015	NEW	93-19-079	131-47-110	NEW-E	93-09-047	131-48-130	NEW-P	93-18-067
131-47-020	NEW-E	93-09-047	131-47-110	NEW-P	93-14-052	131-48-140	NEW-E	93-14-010
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131-47-020	NEW-E	93-14-053	131-47-110 131-47-115	NEW NEW-E	93-19-079 93-09-047	132D-120-040 132D-120-230	AMD-P AMD-P	93-19-118 93-19-118
131-47-020 131-47-025	NEW NEW-E	93-19-079 93-09-047	131-47-115	NEW-P	93-14-052	132D-120-260	AMD-P	93-19-118
131-47-025	NEW-P	93-14-052	131-47-115	NEW-E	93-14-053	132D-120-270	AMD-P	93-19-118
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131-47-025	NEW	93-19-079	131-47-120	NEW-E	93-09-047	132D-125-020	NEW-P	93-19-118
131-47-030	NEW-E	93-09-047	131-47-120	NEW-P	93-14-052	132D-125-025	NEW-P	93-19-118
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131-47-030	NEW-E NEW	93-14-053 93-19-079	131-47-120 131-47-125	NEW NEW-E	93-19-079	132D-125-040	NEW-P	93-19-118
131-47-030 131-47-035	NEW-E	93-19-079	131-47-125	NEW-P	93-14-052	132D-125-045	NEW-P	93-19-118
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131-47-045	NEW	93-19-079	131-47-140	NEW-E	93-09-047	132D-130-010	REP-P	93-19-118
131-47-050	NEW-E	93-09-047	131-47-140	NEW-P	93-14-052	132D-130-020	REP-P	93-19-118
131-47-050	NEW-P	93-14-052	131-47-140	NEW-E	93-14-053	132D-130-030 132D-130-035	REP-P REP-P	93-19-118 93-19-118
131-47-050	NEW-E NEW	93-14-053 93-19-079	131-47-140 131-47-145	NEW NEW-E	93-19-079 93-09-047	132D-130-040	REP-P	93-19-118
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131-47-060 131-47-065	NEW-E	93-09-047	131-47-155	NEW-P	93-14-052	132D-130-090	REP-P	93-19-118
131-47-065	NEW-P	93-14-052	131-47-155	NEW-E	93-14-053	132D-130-095	REP-P	93-19-118
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131-47-065	NEW	93-19-079	131-47-160	NEW-E	93-09-047	132D-140-090	NEW-P	93-19-118
131-47-070	NEW-E	93-09-047	131-47-160	NEW-P	93-14-052	132D-280-010	REP-P REP-P	93-19-118 93-19-118
131-47-070	NEW-P	93-14-052	131-47-160	NEW-E NEW	93-14-053 93-19-079	132D-280-020 132D-280-025	REP-P	93-19-118
131-47-070 131-47-070	NEW-E NEW	93-14-053 93-19-079	131-47-160 137-47-165	NEW-E	93-19-079	132D-280-029	REP-P	93-19-118
131-47-070	NEW-E	93-09-047	131-47-165	NEW-P	93-14-052	132D-280-035	REP-P	93-19-118
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131-47-080	NEW-E	93-09-047	131-48-010	NEW-P	93-18-067 93-14-010	132D-300-030 132D-300-040	AMD-P NEW-P	93-19-118 93-19-118
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131-47-080 131-47-080	NEW-E NEW	93-14-033	131-48-020	NEW-E	93-14-010	132G-116-020	AMD	93-02-063
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131-47-090	NEW-P	93-14-052 93-14-053	131-48-060 131-48-060	NEW-E NEW-P	93-14-010 93-18-067	132G-116-055	NEW	93-02-063
131-47-090 131-47-090	NEW-E NEW	93-14-033 93-19-079	131-48-000	NEW-F NEW-E	93-14-010	132G-116-060	REP	93-02-063
131-47-090	NEW-E	93-09-047	131-48-070	NEW-P	93-18-067	132G-116-080	AMD	93-02-063
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131-47-100	NEW-E	93-09-047	131-48-090	NEW-P	93-18-067 93-14-010	132G-116-105 132G-116-110	NEW REP	93-02-063 93-02-063
131-47-100	NEW-P NEW-E	93-14-052 93-14-053	131-48-100 131-48-100	NEW-E NEW-P	93-14-010 93-18-067	132G-116-110 132G-116-115	NEW	93-02-063
131-47-100	MEW-E	7.0-14-0.33	1 131-40-100		2 10 007	. 1.20 110 113		
				[5]				Table

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132G-116-120	REP	93-02-063	132J-116-060	AMD-P	93-15-119	132J-128-020	REP-P	93-15-120
132G-116-125	NEW	93-02-063	132J-116-070	REP-P	93-15-119	132J-128-030	REP-P	93-15-120
132G-116-130	REP	93-02-063	132J-116-080	AMD-P	93-15-119	132J-128-040	REP-P	93-15-120
132G-116-135	NEW	93-02-063	132J-116-090	AMD-P	93-15-119	132J-128-050	REP-P	93-15-120
132G-116-140	REP	93-02-063	132J-116-100	AMD-P	93-15-119	132J-128-060	REP-P	93-15-120
132G-116-145	NEW	93-02-063	132J-116-110	AMD-P	93-15-119	132J-128-070	REP-P	93-15-120
132G-116-150	REP	93-02-063	132J-116-120	AMD-P	93-15-119	132J-128-080	REP-P	93-15-120
132G-116-155 132G-116-160	NEW REP	93-02-063 93-02-063	132J-116-130	AMD-P	93-15-119 93-15-119	132J-128-090	REP-P	93-15-120
132G-116-100 132G-116-170	REP	93-02-063	132J-116-140 132J-116-150	AMD-P AMD-P	93-15-119 93-15-119	132J-128-100 132J-128-110	REP-P	93-15-120
132G-116-175	NEW	93-02-063	132J-116-160	AMD-P	93-15-119	132J-128-120	REP-P REP-P	93-15-120 93-15-120
132G-116-180	REP	93-02-063	132J-116-170	AMD-P	93-15-119	132J-128-130	REP-P	93-15-120
132G-116-185	NEW	93-02-063	132J-116-180	AMD-P	93-15-119	132J-128-140	REP-P	93-15-120
132G-116-190	REP	93-02-063	132J-116-190	AMD-P	93-15-119	132J-128-200	NEW-P	93-15-120
132G-116-195	NEW	93-02-063	132J-116-200	REP-P	93-15-119	132J-128-210	NEW-P	93-15-120
132G-116-200	REP	93-02-063	132J-116-210	AMD-P	93-15-119	132J-136-020	REP-P	93-15-121
132G-116-205	NEW	93-02-063	132J-116-220	AMD-P	93-15-119	132J-136-025	REP-P	93-15-121
132G-116-210	REP	93-02-063	132J-116-240	AMD-P	93-15-119	132J-136-030	REP-P	93-15-121
132G-116-215	NEW	93-02-063	132J-120-010	REP	93-04-022	132J-136-040	REP-P	93-15-121
132G-116-220 132G-116-225	REP NEW	93-02-063 93-02-063	132J-120-020 132J-120-030	REP	93-04-022	132J-136-050	REP-P	93-15-121
132G-116-223	REP	93-02-063	132J-120-030 132J-120-040	REP REP	93-04-022 93-04-022	132L-133-020 132L-133-020	NEW-P NEW	93-06-067
132G-116-235	NEW	93-02-063	132J-120-040	REP	93-04-022	132N-156-300	AMD-P	93-13-050 93-15-081
132G-116-240	REP	93-02-063	132J-120-060	REP	93-04-022	132N-156-300	AMD-F	93-13-081
132G-116-245	NEW	93-02-063	132J-120-070	REP	93-04-022	132N-156-310	AMD-P	93-15-081
132G-116-250	REP	93-02-063	132J-120-080	REP	93-04-022	132N-156-310	AMD	93-20-080
132G-116-255	NEW	93-02-063	132J-120-090	REP	93-04-022	132N-156-320	AMD-P	93-15-081
132G-116-260	REP	93-02-063	132J-120-100	REP	93-04-022	132N-156-320	AMD	93-20-080
132G-116-265	NEW	93-02-063	132J-120-110	REP	93-04-022	132N-156-330	AMD-P	93-15-081
132G-116-270	AMD	93-02-063	132J-120-120	REP	93-04-022	132N-156-330	AMD	93-20-080
132G-116-275	NEW	93-02-063	132J-120-130	REP	93-04-022	132N-156-400	AMD-P	93-15-081
132G-116-280 132G-116-285	REP NEW	93-02-063 93-02-063	132J-125-010	NEW	93-04-022	132N-156-400	AMD	93-20-080
132G-116-290	REP	93-02-063	132J-125-020 132J-125-030	NEW NEW	93-04-022 93-04-022	132N-156-420 132N-156-420	AMD-P	93-15-081
132G-116-295	NEW	93-02-063	132J-125-055	NEW	93-04-022	132N-156-430	AMD AMD-P	93-20-080 93-15-081
132G-116-300	REP	93-02-063	132J-125-060	NEW	93-04-022	132N-156-430	AMD-F	93-20-080
132G-116-305	NEW	93-02-063	132J-125-065	NEW	93-04-022	132N-156-440	AMD-P	93-15-081
132G-116-310	REP	93-02-063	132J-125-070	NEW	93-04-022	132N-156-440	AMD	93-20-080
132G-116-315	NEW	93-02-063	132J-125-075	NEW	93-04-022	132N-156-450	AMD-P	93-15-081
132G-116-320	REP	93-02-063	132J-125-080	NEW	93-04-022	132N-156-450	AMD	93-20-080
132G-116-330	REP	93-02-063	132J-125-085	NEW	93-04-022	132N-156-460	AMD-P	93-15-081
132G-116-340	AMD	93-02-063	132J-125-090	NEW	93-04-022	132N-156-460	AMD	93-20-080
132G-116-350 132H-116-315	REP AMD-P	93-02-063 93-08-067	132J-125-095 132J-125-100	NEW	93-04-022	132N-156-500	AMD-P	93-15-081
132H-116-315	AMD-F AMD	93-12-007	132J-125-100 132J-125-105	NEW NEW	93-04-022 93-04-022	132N-156-500	AMD	93-20-080
132H-120-050	AMD-P	93-08-068	132J-125-110	NEW	93-04-022	132N-156-510	AMD-P	93-15-081
132H-120-050	AMD	93-12-008	132J-125-115	NEW	93-04-022	132N-156-510 132N-156-520	AMD AMD-P	93-20-080 93-15-081
132H-120-200	AMD-P	93-08-068	132J-125-120	NEW	93-04-022	132N-156-520	AMD	93-20-080
132H-120-200	AMD	93-12-008	132J-125-125	NEW	93-04-022	132N-156-530	AMD-P	93-15-081
132H-120-220	AMD-P	93-08-068	132J-125-130	NEW	93-04-022	132N-156-530	AMD	93-20-080
132H-120-220	AMD	93-12-008	132J-125-135	NEW	93-04-022	132N-156-540	AMD-P	93-15-081
132H-120-225	AMD-P	93-08-068	132J-125-140	NEW	93-04-022	132N-156-540	AMD	93-20-080
132H-120-225	AMD	93-12-008	132J-125-145	NEW	93-04-022	132N-156-550	AMD-P	93-15-081
132H-120-245	AMD-P	93-08-068	132J-125-150	NEW	93-04-022	132N-156-550	AMD	93-20-080
132H-120-245 132H-120-300	AMD AMD-P	93-12-008 93-08-068	132J-125-155	NEW	93-04-022	132N-156-560	AMD-P	93-15-081
132H-120-300 132H-120-300	AMD-P	93-08-068	132J-125-160 132J-125-165	NEW NEW	93-04-022	132N-156-560	AMD D	93-20-080
132H-120-300	AMD-P	93-12-008	132J-125-165 132J-125-170	NEW	93-04-022 93-04-022	132N-156-570 132N-156-570	AMD-P AMD	93-15-081 93-20-080
132H-120-335	AMD	93-12-008	132J-125-180	NEW	93-04-022	132N-156-580	AMD-P	93-20-080
132H-120-475	AMD-P	93-08-068	132J-125-190	NEW	93-04-022	132N-156-580	AMD-P	93-13-081
132H-120-475	AMD	93-12-008	132J-125-200	NEW	93-04-022	· 132N-156-600	AMD-P	93-15-081
132H-160-180	AMD-P	93-12-098	132J-125-210	NEW	93-04-022	132N-156-600	AMD	93-20-080
132H-160-180	AMD	93-16-050	132J-125-220	NEW	93-04-022	132N-156-610	AMD-P	93-15-081
132H-160-185	NEW-P	93-12-097	132J-125-230	NEW	93-04-022	132N-156-610	AMD	93-20-080
132H-160-185	NEW	93-16-051	132J-125-240	NEW	93-04-022	132N-156-620	AMD-P	93-15-081
132J-108-020	AMD	93-04-022	132J-125-250	NEW	93-04-022	132N-156-620	AMD	93-20-080
132J-108-050	AMD	93-04-022	132J-125-260	NEW	93-04-022	132N-156-630	AMD-P	93-15-081
132J-108-050	AMD-P	93-15-118	132J-125-270	NEW	93-04-022	132N-156-630	AMD	93-20-080
132J-116-010 132J-116-020	AMD-P REP-P	93-15-119 93-15-119	132J-125-280	NEW	93-04-022	132N-156-640	AMD-P	93-15-081
132J-116-020	NEW-P	93-15-119	132J-125-290 132J-125-300	NEW NEW	93-04-022 93-04-022	132N-156-640 132N-156-650	AMD P	93-20-080
132 J -116-040	AMD-P	93-15-119	132J-125-310	NEW	93-04-022	132N-156-650	AMD-P AMD	93-15-081 93-20-080
132J-116-050	AMD-P	93-15-119	132J-128-010	REP-P	93-15-120	132N-156-700	AMD-P	93-15-081
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WAC #		WSR #	WAC #		WSR #	WAC #		WSR #
132N-156-700	AMD	93-20-080	132T-24-040	REP-P	93-15-079	137-95-200	NEW	93-19-029
132N-156-710	AMD-P	93-15-081	132T-24-040	REP	93-19-046	137-95-210	NEW	93-19-029
132N-156-710	AMD	93-20-080	132T-24-050	REP-P	93-15-079	137-95-220	NEW	93-19-029
132N-156-720	AMD-P	93-15 - 081	132T-24-050	REP	93-19-046	137-95-230	NEW	93-19-029
132N-156-720	AMD	93-20-080	132T-24-060	REP-P	93-15-079	137-95-240	NEW	93-19-029
132N-156-730	AMD-P	93-15-081	132T-24-060	REP	93-19-046	137-95-250	NEW	93-19-029
132N-156-730	AMD AMD-P	93-20-080 93-15-081	132T-24-070 132T-24-070	REP-P REP	93-15-079 93-19-046	137-95-260	NEW	93-19-029
132N-156-740 132N-156-740	AMD-P	93-13-081	132T-24-080	REP-P	93-19-046	137-95-270 137-95-280	NEW NEW	93-19-029 93-19-029
132N-156-750	AMD-P	93-15-081	132T-24-080	REP	93-19-046	137-95-290	NEW	93-19-029
132N-156-750	AMD	93-20-080	132V-120-270	AMD-P	93-13-049	139-05-240	AMD-W	93-05-039
132N-156-760	AMD-P	93-15-081	132V-120-270	AMD	93-20-029	139-05-240	AMD-P	93-07-118
132N-156-760	AMD	93-20-080	132V-120-280	AMD-P	93-13-049	139-05-240	AMD	93-13-098
132P-136-010	AMD-P	93-12-099	132V-120-280	AMD	93-20-029	139-05-242	NEW-C	93-03-084
132P-136-010	AMD B	93-19-073 93-12-099	132V-120-290 132V-120-290	AMD-P	93-13-049	139-05-242	NEW-C	93-08-030
132P-136-020 132P-136-020	AMD-P AMD	93-12-099	132V-120-290 132V-120-300	AMD AMD-P	93-20-029 93-13-049	139-05-242 139-05-250	NEW AMD-P	93-13-103 93-08-055
132P-136-030	AMD-P	93-12-099	132V-120-300	AMD	93-20-029	139-05-250	AMD-P	93-08-033
132P-136-030	AMD	93-19-073	132V-120-310	AMD-P	93-13-049	139-05-910	REP-P	93-10-029
132P-136-040	AMD-P	93-12-099	132V-120-310	AMD	93-20-029	139-05-910	REP	93-13-100
132P-136-040	AMD	93-19-073	132V-120-320	AMD-P	93-13-049	139-05-912	NEW-P	93-10-030
132P-136-050	AMD-P	93-12-099	132V-120-320	AMD	93-20-029	139-05-912	NEW	93-13-101
132P-136-050	AMD	93-19-073	132V-300	AMD-P	93-14-021	139-10-220	AMD-W	93-05-040
132P-136-060	AMD-P	93-12-099	132V-300	AMD	93-20-028	139-10-220	AMD-P	93-07-120
132P-136-060	AMD REP-P	93-19-073 93-15-079	132V-300-010 132V-300-010	NEW	93-03-078 93-14-021	139-10-220	AMD	93-13-099
132T-20-010 132T-20-010	REP-P	93-19-046	132V-300-010	AMD-P AMD	93-14-021	139-10-222 139-10-222	NEW-C NEW	93-03-085 93-07-119
132T-20-010 132T-20-020	REP-P	93-15-040	132V-300-010	NEW	93-03-078	162-12-100	AMD-P	93-07-119
132T-20-020	REP	93-19-046	132V-300-020	AMD-P	93-14-021	162-12-110	REP-P	93-15-122
132T-20-030	REP-P	93-15-079	132V-300-030	NEW	93-03-078	162-12-120	AMD-P	93-15-122
132T-20-030	REP	93-19-046	132V-300-030	AMD-P	93-14-021	162-12-130	AMD-P	93-15-122
132T-20-040	REP-P	93-15-079	132V-300-030	AMD	93-20-028	162-12-135	AMD-P	93-15-122
132T-20-040	REP	93-19-046	136-110-020	AMD-E	93-16-006	162-12-140	AMD-P	93-15-122
132T-20-050	REP-P	93-15-079	136-110-020	RESCIND	93-16-078	162-12-150	AMD-P	93-15-122
132T-20-050	REP REP-P	93-19-046	136-110-020	AMD-E	93-17-011	162-12-160	AMD-P	93-15-122
132T-20-052 132T-20-052	REP-P	93-15-079 93-19-046	136-110-020 136-310-010	AMD-P AMD-E	93-18-029 93-17 - 010	162-12-170 162-12-180	AMD-P AMD-P	93-15-122 93-15-122
132T-20-052	REP-P	93-15-079	136-310-010	AMD-P	93-17-010	162-18-010	REP-P	93-15-122
132T-20-054	REP	93-19-046	136-320-010	AMD-P	93-07-045	162-18-020	REP-P	93-15-122
132T-20-058	REP-P	93-15-079	136-320-010	AMD	93-14-003	162-18-030	REP-P	93-15-122
132T-20-058	REP	93-19-046	136-320-020	AMD-P	93-07-045	162-18-040	REP-P	93-15-122
132T-20-060	REP-P	93-15-079	136-320-020	AMD	93-14-003	162-18-050	REP-P	93-15-122
132T-20-060	REP	93-19-046	136-320-030	AMD-P	93-07-045	162-18-060	REP-P	93-15-122
132T-20-070	REP-P REP	93-15-079 93-19-046	136-320-030 136-320-040	AMD AMD-P	93-14-003 93-07-045	162-18-070 162-18-080	REP-P REP-P	93-15-122 93-15-122
132T-20-070 132T-20-075	REP-P	93-15-040	136-320-040	AMD-F	93-14-003	162-18-090	REP-P	93-15-122
132T-20-075	REP	93-19-046	136-320-050	AMD-P	93-07-045	162-18-100	REP-P	93-15-122
132T-20-090	REP-P	93-15-079	136-320-050	AMD	93-14-003	162-22	AMD-P	93-15-122
132T-20-090	REP	93-19-046	136-320-060	AMD-P	93-07-045	162-22-010	AMD-P	93-15-122
132T-20-095	REP-P	93-15-079	136-320-060	AMD	93-14-003	162-22-020	AMD-P	93-15-122
132T-20-095	REP	93-19-046	136-320-070	AMD-P	93-07-045	162-22-030	REP-P	93-15-122
132T-20-100	REP-P REP	93-15-079 93-19-046	136-320-070 136-320-080	AMD AMD-P	93-14-003 93-07-045	162-22-040	REP-P	93-15-122
132T-20-100 132T-20-105	REP-P	93-19-046 93-15-079	136-320-080	AMD-P AMD	93-07-045 93-14-003	162-22-050 162-22-060	AMD-P AMD-P	93-15-122 93-15-122
132T-20-105	REP	93-19-046	137-95-010	NEW	93-19-029	162-22-000	AMD-P	93-15-122
132T-20-105	REP-P	93-15-079	137-95-020	NEW	93-19-029	162-22-080	AMD-P	93-15-122
132T-20-115	REP	93-19-046	137-95-030	NEW	93-19-029	162-22-090	AMD-P	93-15-122
132T-20-140	REP-P	93-15-079	137-95-040	NEW	93-19-029	162-22-100	NEW-P	93-15-122
132T-20-140	REP	93-19-046	137-95-050	NEW	93-19-029	162-26	AMD-P	93-15-122
132T-20-150	REP-P	93-15-079	137-95-060	NEW	93-19-029	162-26-010	AMD-P	93-15-122
132T-20-150	REP	93-19-046	137-95-070	NEW	93-19-029	162-26-020	AMD-P	93-15-122
132T-20-155	REP-P	93-15-079	137-95-080 137-95-090	NEW NEW	93-19-029 93-19-029	162-26-030 162-26-040	AMD-P	93-15-122
132T-20-155 132T-20-190	REP REP-P	93-19-046 93-15-079	137-95-090	NEW	93-19-029	162-26-040	AMD-P AMD-P	93-15-122 93-15-122
132T-20-190 132T-20-190	REP	93-19-046	137-95-110	NEW	93-19-029	162-26-060	AMD-P	93-15-122
132T-20-190 132T-20-200	REP-P	93-15-079	137-95-120	NEW	93-19-029	162-26-070	AMD-P	93-15-122
132T-20-200	REP	93-19-046	137-95-130	NEW	93-19-029	162-26-080	AMD-P	93-15-122
132T-24-010	REP-P	93-15-079	137-95-140	NEW	93-19-029	162-26-090	AMD-P	93-15-122
132T-24-010	REP	93-19-046	137-95-150	NEW	93-19-029	162-26-100	AMD-P	93-15-122
132T-24-020	REP-P	93-15-079	137-95-160	NEW	93-19-029	162-26-110	AMD-P	93-15-122
132T-24-020	REP	93-19-046	137-95-170	NEW	93-19-029	162-26-120	AMD-P	93-15-122
132T-24-030	REP-P	93-15-079 93-19-046	137-95-180 137-95-190	NEW NEW	93-19-029 93-19-029	162-26-130 162-26-140	AMD-P AMD-P	93-15-122 93-15-122
132T-24-030	REP	7J-17-U4U	1 12/1-73-170	ITLIT	JJ-17-047	1 102-20-140	AMD-F	7,7-1,7-144

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WAC #		WSR #	WAC#	·	WSR #	WAC#		WSR #
11 AC #		11 513 #	- "70"		W 31/ W			WSK#
162-30	AMD-P	93-15-122	173-164-070	REP-P	93-09-064	173-220-050	AMD-P	93-03-066
162-30-010	AMD-P	93-15-122	173-164-070	REP	93-14-116	173-220-050	AMD-E	93-03-067
162-30-020 162-30-030	AMD-P NEW-P	93-15-122 93-15-122	173-164-080 173-164-080	REP-P REP	93-09-064 93-14-116	173-220-050 173-220-060	AMD	93-10-099
162-30-035	NEW-P	93-15-122	173-104-080	AMD-P	93-05-042	173-220-060	AMD-P AMD-E	93-03-066 93-03-067
162-30-040	NEW-P	93-15-122	173-202-020	AMD-E	93-07-090	173-220-060	AMD	93-10-099
162-30-050	NEW-P	93-15-122	173-202-020	AMD	93-11-062	173-220-070	AMD-P	93-03-066
162-30-060	NEW-P	93-15-122	173-205	NEW-C	93-14-004	173-220-070	AMD-E	93-03-067
162-30-070	NEW-P	93-15-122	173-205	NEW-C	93-17-051	173-220-070	AMD	93-10-099
162-30-080	NEW-P	93-15-122	173-205-010	NEW-P	93-08-085	173-220-090	AMD-P	93-03-066
162-30-090	NEW-P	93-15-122	173-205-010	NEW	93-20-110	173-220-090	AMD-E	93-03-067
162-30-100 173-19-2205	NEW-P AMD-P	93-15-122 93-09-062	173-205-020 173-205-020	NEW-P NEW	93-08-085 93-20-110	173-220-090 173-220-100	AMD AMD-P	93-10-099 93-03-066
173-19-2205	AMD	93-17-063	173-205-020	NEW-P	93-08-085	173-220-100	AMD-F	93-03-067
173-19-240	AMD-P	93-10-100	173-205-030	NEW	93-20-110	173-220-100	AMD	93-10-099
173-19-240	AMD	93-17-062	173-205-040	NEW-P	93-08-085	173-220-110	AMD-P	93-03-066
173-19-2401	AMD	93-07-116	173-205-040	NEW	93-20-110	173-220-110	AMD-E	93-03-067
173-19-2401	AMD-P	93-10-100	173-205-050	NEW-P	93-08-085	173-220-110	AMD	93-10-099
173-19-2401	AMD	93-17-062	173-205-050	NEW	93-20-110	173-220-210	AMD-P	93-13-127
173-19-2521	AMD	93-04-106 93-05-043	173-205-060	NEW-P	93-08-085	173-220-210	AMD	93-20-011
173-19-2521 173-19-2521	AMD-P AMD	93-05-043 93-12-011	173-205-060 173-205-070	NEW NEW-P	93-20-110 93-08-085	173-220-225 173-220-225	AMD-P AMD-E	93-03-066 93-03-067
173-19-2321	AMD-P	93-12-011	173-205-070	NEW-P NEW	93-08-085	173-220-225	AMD-E AMD	93-03-067
173-19-350	AMD	93-02-048	173-205-080	NEW-P	93-08-085	173-226-010	NEW-P	93-03-066
173-19-3503	AMD-C	93-04-064	173-205-080	NEW	93-20-110	173-226-010	NEW-E	93-03-067
173-19-3503	AMD	93-08-026	173-205-090	NEW-P	93-08-085	173-226-010	NEW	93-10-099
173-19-390	AMD-P	93-20-105	173-205-090	NEW	93-20-110	173-226-020	NEW-P	93-03-066
173-19-3903	AMD-P	93-03-091	173-205-100	NEW-P	93-08-085	173-226-020	NEW-E	93-03-067
173-19-3903 173-19-3506	AMD AMD-P	93-13-020 93-18-081	173-205-100 173-205-110	NEW NEW-P	93-20-110 93-08-085	173-226-020 173-226-030	NEW NEW-P	93-10-099
173-19-3300	AMD-P	93-06-051	173-205-110	NEW-F	93-20-110	173-226-030	NEW-P	93-03-066 93-03-067
173-19-3911	AMD-C	93-13-047	173-205-120	NEW-P	93-08-085	173-226-030	NEW	93-10-099
173-19-3911	AMD	93-16-013	173-205-120	NEW	93-20-110	173-226-040	NEW-P	93-03-066
173-19-410	AMD-C	93-04-065	173-205-130	NEW-P	93-08-085	173-226-040	NEW-E	93-03-067
173-19-410	AMD-C	93-07-091	173-205-130	NEW	93-20-110	173-226-040	NEW	93-10-099
173-19-410	AMD-W	93-11-074	173-216-010	AMD-P	93-03-066	173-226-050	NEW-P	93-03-066
173-19-4203 173-19-4203	AMD-P AMD-C	93-06-050 93-11-061	173-216-010 173-216-010	AMD-E AMD	93-03-067 93-10-099	173-226-050 173-226-050	NEW-E NEW	93-03-067 93-10-099
173-19-4203	AMD-C	93-11-001	173-216-030	AMD-P	93-03-066	173-226-060	NEW-P	93-10-099
173-19-4205	AMD-P	93-14-117	173-216-030	AMD-E	93-03-067	173-226-060	NEW-E	93-03-067
173-19-450	AMD	93-04-063	173-216-030	AMD	93-10-099	173-226-060	NEW	93-10-099
173-50-040	AMD-P	93-13-127	173-216-040	AMD-P	93-03-066	173-226-070	NEW-P	93-03-066
173-50-040	AMD	93-20-011	173-216-040	AMD-E	93-03-067	173-226-070	NEW-E	93-03-067
173-50-050	AMD-P	93-13-127	173-216-040	AMD	93-10-099	173-226-070	NEW	93-10-099
173-50-050 173-50-070	AMD AMD-P	93-20-011 93-13-127	173-216-050 173-216-050	AMD-P AMD-E	93-03-066 93-03-067	173-226-080 173-226-080	NEW-P	93-03-066
173-50-070	AMD-I	93-20-011	173-216-050	AMD-L AMD	93-10-099	173-226-080	NEW-E NEW	93-03-067 93-10-099
173-50-080	AMD-P	93-13-127	173-216-070	AMD-P	93-03-066	173-226-090	NEW-P	93-03-066
173-50-080	AMD	93-20-011	173-216-070	AMD-E	93-03-067	173-226-090	NEW-E	93-03-067
173-50-090	AMD-P	93-13-127	173-216-070	AMD	93-10-099	173-226-090	NEW	93-10-099
173-50-090	AMD B	93-20-011	173-216-125	AMD-P	93-13-127	173-226-090	AMD-P	93-13-127
173-50-100 173-50-100	AMD-P AMD	93-13-127 93-20-011	173-216-125 173-216-130	AMD AMD-P	93-20-011 93-03-066	173-226-090 173-226-100	AMD NEW-P	93-20-011
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173-50-130	AMD-P	93-13-127	173-216-140	AMD-P	93-03-066	173-226-110	NEW-P	93-03-066
173-50-130	AMD	93-20-011	173-216-140	AMD-E	93-03-067	173-226-110	NEW-E	93-03-067
173-50-190	AMD-P	93-13-127	173-216-140	AMD	93-10-099	173-226-110	NEW	93-10-099
173-50-190	AMD	93-20-011	173-220-010	AMD-P	93-03-066	173-226-120	NEW-P	93-03-066
173-50-200 173-50-200	AMD-P AMD	93-13-127 93-20-011	173-220-010 173-220-010	AMD-E AMD	93-03-067	173-226-120	NEW-E	93-03-067
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173-164-010	REP	93-14-116	173-220-020	AMD-F	93-03-067	173-226-130	NEW-P	93-03-060
173-164-020	REP-P	93-09-064	173-220-020	AMD	93-10-099	173-226-130	NEW	93-10-099
173-164-020	REP	93-14-116	173-220-030	AMD-P	93-03-066	173-226-140	NEW-P	93-03-066
173-164-030	REP-P	93-09-064	173-220-030	AMD-E	93-03-067	173-226-140	NEW-E	93-03-067
173-164-030	REP	93-14-116	173-220-030	AMD	93-10-099	173-226-140	NEW	93-10-099
173-164-040	REP-P	93-09-064	173-220-040	AMD-P	93-03-066	173-226-150	NEW-P	93-03-066
173-164-040	REP P	93-14-116	173-220-040	AMD-E	93-03-067	173-226-150	NEW-E	93-03-067
173-164-050 173-164-050	REP-P REP	93-09-064 93-14-116	173-220-040 173-220-045	AMD REP-P	93-10-099 93-03-066	173-226-150 173-226-160	NEW NEW-P	93-10-099 93-03-066
173-164-060	REP-P	93-14-116	173-220-045	REP-F	93-03-067	173-226-160	NEW-P NEW-E	93-03-066
173-164-060	REP	93-14-116	173-220-045	REP	93-10-099	173-226-160	NEW	93-10-099
Cable				[8]				

Table [8]

Table of WAC Sections Affected

WAC # WSR # WAC # WSR # WAC # WSR # WAC # WSR # WSR # WSR # WAC # WSR									
173-226-170 NEW. 9-10-099 173-303-330 AMD-P 93-12-109 173-331-490 NEW.P 93-12-110 173-226-180 NEW.P 93-10-099 173-303-330 AMD-P 93-12-109 173-331-460 NEW.P 93-12-110 173-226-180 NEW.P 93-10-099 173-303-300 AMD-P 93-12-109 173-331-460 NEW.P 93-12-110 173-226-190 NEW.P 93-00-066 173-303-300 AMD-P 93-12-109 173-331-460 NEW.P 93-12-110 173-226-190 NEW.P 93-00-067 173-303-300 NEW.P 93-12-110 173-226-190 NEW.P 93-10-099 173-303-300 NEW.P 93-12-109 173-331-300 NEW.P 93-12-110 173-226-200 NEW.P 93-10-099 173-303-500 NEW.P 93-12-110 173-226-200 NEW.P 93-10-099 173-303-500 NEW.P 93-12-110 173-226-210 NEW.P 93-10-099 173-303-500 NEW.P 93-12-110 173-226-210 NEW.P 93-10-099 173-303-500 NEW.P 93-12-109 NEW.P 93	WAC #		WSR #	WAC #		WSR #	WAC #		WSR #
173-226-170 NEW 93-0-0-06 173-303-330 AMD-P 93-12-109 173-351-460 NEW-P 93-12-107 173-226-300 NEW-P 93-0-066 173-303-350 AMD-P 93-12-109 173-351-460 NEW-P 93-12-107 173-226-300 NEW-P 93-0-067 173-303-350 AMD-P 93-12-109 173-351-460 NEW-P 93-12-107 173-226-109 NEW-P 93-0-067 173-303-350 AMD-P 93-12-109 173-351-400 NEW-P 93-12-107 173-226-200 NEW-P 93-0-069 173-303-506 NEW-P 93-0-069 173-303-506 NEW-P 93-0-069 173-303-506 NEW-P 93-12-109 173-303-500 NEW-P 93-12-109 NEW-E 93-00-060 173-303-500 NEW-P 93-12-109 173-303-500 NEW-P 93-12-109 NEW-P 93-12-10	173-226-170			173-303-300	AMD-P	93-12-109	173-351-430	NEW-P	93-12-110
173:226-180 NEW-P 93-0-067 (73-303-350 AMD-P 93-12-109 173-351-460 NEW-P 93-12-107 (73-226-180 NEW-P 93-10-069 (73-303-370 AMD-P 93-12-109 173-351-480 NEW-P 93-12-107 (73-226-180 NEW-P 93-10-069 (73-303-370 AMD-P 93-12-109 173-351-480 NEW-P 93-12-107 (73-226-180 NEW-P 93-12-109 (73-303-370 NEW-P 93-12-107 NEW-P 93-12									93-12-110
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173-303-140 AMD-P 93-12-109 173-340-550 AMD-P 93-15-125 173-401 NEW-C 93-15-053 173-303-160 AMD-P 93-12-109 173-351-010 NEW-P 93-12-110 173-401 NEW-C 93-18-082 173-303-161 AMD-P 93-12-109 173-351-100 NEW-P 93-12-110 173-401-100 NEW-P 93-07-062 173-303-170 AMD-P 93-12-109 173-351-120 NEW-P 93-12-110 173-401-100 NEW-P 93-07-062 173-303-180 AMD-P 93-12-109 173-351-130 NEW-P 93-12-110 173-401-200 NEW-P 93-07-062 173-303-200 AMD-P 93-12-109 173-351-140 NEW-P 93-12-110 173-401-200 NEW-P 93-07-062 173-303-201 AMD-P 93-12-109 173-351-200 NEW-P 93-12-110 173-401-200 NEW-P 93-07-062 173-303-210 AMD-P 93-12-109 173-351-200 NEW-P 93-12-110 173-401-300 NEW-P 93-07-062				II .					
173-303-160 AMD-P 93-12-109 173-351-010 NEW-P 93-12-110 173-401 NEW-C 93-18-082 173-303-161 AMD-P 93-12-109 173-351-100 NEW-P 93-12-110 173-401-100 NEW-P 93-07-062 173-303-170 AMD-P 93-12-109 173-351-120 NEW-P 93-12-110 173-401-100 NEW-P 93-07-062 173-303-180 AMD-P 93-12-109 173-351-130 NEW-P 93-12-110 173-401-200 NEW-P 93-07-062 173-303-200 AMD-P 93-12-109 173-351-140 NEW-P 93-12-110 173-401-200 NEW-P 93-07-062 173-303-201 AMD-P 93-12-109 173-351-200 NEW-P 93-12-110 173-401-200 NEW-P 93-07-062 173-303-202 AMD-P 93-12-109 173-351-200 NEW-P 93-12-110 173-401-300 NEW-P 93-07-062 173-303-220 AMD-P 93-12-109 173-351-200 NEW-P 93-12-110 173-401-400 NEW-P 93-07-062									
173-303-170 AMD-P 93-12-109 173-351-120 NEW-P 93-12-110 173-401-100 NEW 93-20-075 173-303-180 AMD-P 93-12-109 173-351-130 NEW-P 93-12-110 173-401-200 NEW-P 93-07-062 173-303-200 AMD-P 93-12-109 173-351-140 NEW-P 93-12-110 173-401-200 NEW-P 93-20-075 173-303-201 AMD-P 93-12-109 173-351-200 NEW-P 93-12-110 173-401-300 NEW-P 93-07-062 173-303-202 AMD-P 93-12-109 173-351-200 NEW-P 93-12-110 173-401-300 NEW-P 93-07-062 173-303-202 AMD-P 93-12-109 173-351-200 NEW-P 93-12-110 173-401-300 NEW-P 93-07-062 173-303-220 AMD-P 93-12-109 173-351-300 NEW-P 93-12-110 173-401-400 NEW-P 93-07-062 173-303-230 AMD-P 93-12-109 173-351-400 NEW-P 93-12-110 173-401-500 NEW-P 93-07-062 <td>173-303-160</td> <td></td> <td>93-12-109</td> <td>173-351-010</td> <td></td> <td>93-12-110</td> <td>173-401</td> <td>NEW-C</td> <td></td>	173-303-160		93-12-109	173-351-010		93-12-110	173-401	NEW-C	
173-303-180 AMD-P 93-12-109 173-351-130 NEW-P 93-12-110 173-401-200 NEW-P 93-07-062 173-303-200 AMD-P 93-12-109 173-351-140 NEW-P 93-12-110 173-401-200 NEW-P 93-20-075 173-303-201 AMD-P 93-12-109 173-351-200 NEW-P 93-12-110 173-401-300 NEW-P 93-07-062 173-303-202 AMD-P 93-12-109 173-351-210 NEW-P 93-12-110 173-401-300 NEW-P 93-20-075 173-303-210 AMD-P 93-12-109 173-351-220 NEW-P 93-12-110 173-401-300 NEW-P 93-07-062 173-303-220 AMD-P 93-12-109 173-351-300 NEW-P 93-12-110 173-401-400 NEW-P 93-07-062 173-303-230 AMD-P 93-12-109 173-351-400 NEW-P 93-12-110 173-401-500 NEW-P 93-07-062 173-303-281 AMD-P 93-12-109 173-351-405 NEW-P 93-12-110 173-401-510 NEW-P 93-07-062 </td <td></td> <td></td> <td></td> <td></td> <td></td> <td></td> <td></td> <td></td> <td></td>									
173-303-200 AMD-P 93-12-109 173-351-140 NEW-P 93-12-110 173-401-200 NEW 93-20-075 173-303-201 AMD-P 93-12-109 173-351-200 NEW-P 93-12-110 173-401-300 NEW-P 93-07-062 173-303-202 AMD-P 93-12-109 173-351-210 NEW-P 93-12-110 173-401-300 NEW 93-20-075 173-303-220 AMD-P 93-12-109 173-351-200 NEW-P 93-12-110 173-401-400 NEW-P 93-07-062 173-303-220 AMD-P 93-12-109 173-351-300 NEW-P 93-12-110 173-401-400 NEW-P 93-20-075 173-303-230 AMD-P 93-12-109 173-351-400 NEW-P 93-12-110 173-401-500 NEW-P 93-07-062 173-303-281 AMD-P 93-12-109 173-351-405 NEW-P 93-12-110 173-401-500 NEW-P 93-07-062 173-303-282 AMD-P 93-12-109 173-351-415 NEW-P 93-12-110 173-401-510 NEW-P 93-07-062									
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173-303-202 AMD-P 93-12-109 173-351-210 NEW-P 93-12-110 173-401-300 NEW 93-20-075 173-303-210 AMD-P 93-12-109 173-351-220 NEW-P 93-12-110 173-401-400 NEW-P 93-07-062 173-303-220 AMD-P 93-12-109 173-351-300 NEW-P 93-12-110 173-401-400 NEW 93-20-075 173-303-230 AMD-P 93-12-109 173-351-400 NEW-P 93-12-110 173-401-500 NEW-P 93-07-062 173-303-240 AMD-P 93-12-109 173-351-405 NEW-P 93-12-110 173-401-500 NEW 93-20-075 173-303-281 AMD-P 93-12-109 173-351-410 NEW-P 93-12-110 173-401-510 NEW-P 93-07-062 173-303-282 AMD-P 93-12-109 173-351-415 NEW-P 93-12-110 173-401-510 NEW-P 93-07-062									
173-303-210 AMD-P 93-12-109 173-351-220 NEW-P 93-12-110 173-401-400 NEW-P 93-07-062 173-303-220 AMD-P 93-12-109 173-351-300 NEW-P 93-12-110 173-401-400 NEW-P 93-20-075 173-303-230 AMD-P 93-12-109 173-351-400 NEW-P 93-12-110 173-401-500 NEW-P 93-07-062 173-303-240 AMD-P 93-12-109 173-351-405 NEW-P 93-12-110 173-401-500 NEW 93-20-075 173-303-281 AMD-P 93-12-109 173-351-410 NEW-P 93-12-110 173-401-510 NEW-P 93-07-062 173-303-282 AMD-P 93-12-109 173-351-415 NEW-P 93-12-110 173-401-510 NEW-P 93-07-062									
173-303-230 AMD-P 93-12-109 173-351-400 NEW-P 93-12-110 173-401-500 NEW-P 93-07-062 173-303-240 AMD-P 93-12-109 173-351-405 NEW-P 93-12-110 173-401-500 NEW P 93-20-075 173-303-281 AMD-P 93-12-109 173-351-410 NEW-P 93-12-110 173-401-510 NEW-P 93-07-062 173-303-282 AMD-P 93-12-109 173-351-415 NEW-P 93-12-110 173-401-510 NEW 93-20-075		AMD-P	93-12-109	173-351-220	NEW-P	93-12-110	173-401-400	NEW-P	93-07-062
173-303-240 AMD-P 93-12-109 173-351-405 NEW-P 93-12-110 173-401-500 NEW 93-20-075 173-303-281 AMD-P 93-12-109 173-351-410 NEW-P 93-12-110 173-401-510 NEW-P 93-07-062 173-303-282 AMD-P 93-12-109 173-351-415 NEW-P 93-12-110 173-401-510 NEW 93-20-075							 		
173-303-281 AMD-P 93-12-109 173-351-410 NEW-P 93-12-110 173-401-510 NEW-P 93-07-062 173-303-282 AMD-P 93-12-109 173-351-415 NEW-P 93-12-110 173-401-510 NEW 93-20-075							1		
173-303-282 AMD-P 93-12-109 173-351-415 NEW-P 93-12-110 173-401-510 NEW 93-20-075									
						93-12-110			

[9] Table

WAC #		WSR #	WAC #		WSR #	WAC #		WSR #
173-401-520	NEW	93-20-075	173-422-010	AMD	93-10-062	173-430-040	AMD-E	93-12-012
173-401-520	NEW-P	93-20-073	173-422-010	AMD-P	93-03-092	173-430-040	AMD-E AMD	93-12-012
173-401-600	NEW	93-20-075	173-422-020	AMD	93-10-062	173-430-050	AMD-P	93-03-090
173-401-605	NEW-P	93-07-062	173-422-020	AMD-P	93-20-047	173-430-050	AMD-E	93-04-002
173-401-605	NEW	93-20-075	173-422-030	AMD-P	93-03-092	173-430-060	AMD-P	93-03-090
173-401-610	NEW-P	93-07-062	173-422-030	AMD	93-10-062	173-430-060	AMD-E	93-04-002
173-401-610	NEW	93-20-075	173-422-030	AMD-P	93-20-047	173-430-060	AMD-E	93-12-012
173-401-615	NEW-P	93-07-062	173-422-035	AMD-P	93-03-092	173-430-060	AMD	93-14-022
173-401-615	NEW	93-20-075	173-422-035	AMD	93-10-062	173-430-070	AMD-P	93-03-090
173-401-620	NEW-P	93-07-062	173-422-040	AMD-P	93-03-092	173-430-070	AMD-E	93-04-002
173-401-620	NEW	93-20-075	173-422-040	AMD	93-10-062	173-430-070	AMD-E	93-12-012
173-401-625	NEW-P	93-07-062	173-422-050	AMD-P	93-03-092	173-430-070	AMD	93-14-022
173-401-625	NEW	93-20-075	173-422-050	AMD	93-10-062	173-430-080	AMD-P	93-03-090
173-401-630	NEW-P	93-07-062	173-422-050	AMD-P	93-20-047	173-430-080	AMD-E	93-04-002
173-401-630	NEW	93-20-075	173-422-060	AMD-P	93-03-092	173-430-080	AMD-E	93-12-012
173-401-635	NEW-P	93-07-062	173-422-060	AMD	93-10-062	173-430-080	AMD	93-14-022
173-401-635	NEW NEW-P	93-20-075 93-07-062	173-422-065 173-422-065	NEW-P NEW	93-03-092 93-10-062	173-433-100 173-433-110	AMD AMD	93-04-105 93-04-105
173-401-640 173-401-640	NEW-P	93-07-002	173-422-003	AMD-P	93-10-002	173-433-110	AMD	93-04-103
173-401-645	NEW-P	93-20-073	173-422-070	AMD-F	93-10-062	173-460-020	AMD-P	93-14-118
173-401-645	NEW	93-20-075	173-422-070	AMD-P	93-20-047	173-460-020	AMD-P	93-14-118
173-401-650	NEW-P	93-20-073	173-422-075	NEW-P	93-03-092	173-460-040	AMD-P	93-14-118
173-401-650	NEW	93-20-075	173-422-075	NEW	93-10-062	173-460-050	AMD-P	93-14-118
173-401-700	NEW-P	93-07-062	173-422-075	AMD-P	93-20-047	173-460-060	AMD-P	93-14-118
173-401-700	NEW	93-20-075	173-422-080	REP-P	93-03-092	173-460-080	AMD-P	93-14-118
173-401-705	NEW-P	93-07-062	173-422-080	REP	93-10-062	173-460-090	AMD-P	93-14-118
173-401-705	NEW	93-20-075	173-422-090	AMD-P	93-03-092	173-460-100	AMD-P	93-14-118
173-401-710	NEW-P	93-07-062	173-422-090	AMD	93-10-062	173-460-110	AMD-P	93-14-118
173-401-710	NEW	93-20-075	173-422-095	NEW-P	93-03-092	173-460-150	AMD-P	93-14-118
173-401-720	NEW-P	93-07-062	173-422-095	NEW	93-10-062	173-460-160	AMD-P	93-14-118
173-401-720	NEW	93-20-075	173-422-095	AMD-P	93-20-047	173-491-020	AMD-P	93-04-108
173-401-722	NEW-P	93-07-062	173-422-100	AMD-P	93-03-092	173-491-020	AMD	93-13-01
173-401-722	NEW	93-20-075	173-422-100	AMD	93-10-062	173-491-040	AMD-P	93-04-108
173-401-724	NEW	93-20-075	173-422-110	REP-P	93-03-092	173-491-040	AMD	93-13-011
173-401-725	NEW-P	93-07-062	173-422-110	REP	93-10-062	173-491-050	AMD	93-03-089
173-401-725	NEW	93-20-075	173-422-120	AMD-P AMD	93-03-092 93-10-062	173-491-050	AMD-P	93-04-108
173-401-730 173-401-730	NEW-P NEW	93-07-062 93-20-075	173-422-120 173-422-130	AMD-P	93-10-062	173-491-050 180-16-222	AMD AMD-P	93-13-068 93-04-116
173-401-735	NEW-P	93-20-073	173-422-130	AMD-F AMD	93-10-062	180-16-222	AMD-P	93-04-110
173-401-735	NEW	93-20-075	173-422-130	AMD-P	93-12-080	180-16-223	AMD-P	93-04-116
173-401-750	NEW-P	93-07-062	173-422-130	AMD-E	93-12-081	180-16-223	AMD	93-07-102
173-401-750	NEW	93-20-075	173-422-130	AMD	93-20-010	180-16-236	AMD-P	93-20-092
173-401-800	NEW-P	93-07-062	173-422-130	AMD-P	93-20-047	180-20-005	NEW-P	93-04-117
173-401-800	NEW	93-20-075	173-422-140	AMD-P	93-03-092	180-20-005	NEW	93-08-007
173-401-805	NEW-P	93-07-062	173-422-140	AMD	93-10-062	180-20-030	NEW-P	93-04-117
173-401-805	NEW	93-20-075	173-422-140	REP-P	93-20-047	180-20-030	NEW	93-08-007
173-401-810	NEW-P	93-07-062	173-422-150	REP-P	93-03-092	180-20-031	NEW-P	93-04-117
173-401-810	NEW	93-20-075	173-422-150	REP	93-10-062	180-20-031	NEW	93-08-007
173-401-820	NEW-P	93-07-062	173-422-160	AMD-P	93-03-092	180-20-034	NEW-P	93-04-117
173-401-820	NEW	93-20-075	173-422-160	AMD	93-10-062	180-20-034	NEW	93-08-007
173-401-830	NEW	93-20-075 93-17-100	173-422-160	AMD-P	93-20-047	180-20-035	NEW-P	93-04-117
173-401-900	NEW-P	93-17-100	173-422-170 173-422-170	AMD-P AMD	93-03-092 93-10-062	180-20-035 180-20-040	NEW NEW-P	93-08-007
173-401-905 173-401-910	NEW-P NEW-P	93-17-100	173-422-170	AMD-P	93-10-062	180-20-040	NEW-P NEW	93-04-117 93-08-007
173-401-910	NEW-P	93-17-100	173-422-170	REP-P	93-20-047	180-20-045	NEW-P	93-08-00
173-401-913	NEW-P	93-17-100	173-422-180	REP	93-10-062	180-20-045	NEW-F	93-04-11
173-401-925	NEW-P	93-17-100	173-422-160	AMD-P	93-03-090	180-20-050	NEW-P	93-04-11
173-401-930	NEW-P	93-17-100	173-430	AMD-E	93-04-002	180-20-050	NEW-W	93-17-066
173-401-935	NEW-P	93-17-100	173-430	AMD-C	93-09-063	180-20-055	NEW-P	93-04-117
173-401-940	NEW-P	93-17-100	173-430-010	AMD-P	93-03-090	180-20-055	NEW	93-08-007
173-420-010	NEW	93-04-006	173-430-010	AMD-E	93-04-002	180-20-060	NEW-P	93-04-117
173-420-020	NEW	93-04-006	173-430-010	AMD-E	93-12-012	180-20-060	NEW	93-08-007
173-420-030	NEW	93-04-006	173-430-010	AMD	93-14-022	180-20-065	NEW-P	93-04-11
173-420-040	NEW	93-04-006	173-430-020	AMD-P	93-03-090	180-20-065	NEW	93-08-007
173-420-050	NEW	93-04-006	173-430-020	AMD-E	93-04-002	180-20-070	NEW-P	93-04-117
173-420-060	NEW	93-04-006	173-430-020	AMD-E	93-12-012	180-20-070	NEW	93-08-00
173-420-070	NEW	93-04-006	173-430-020	AMD	93-14-022	180-20-075	NEW-P	93-04-11
173-420-080	NEW	93-04-006	173-430-030	AMD-P	93-03-090	180-20-075	NEW	93-08-00
173-420-090	NEW	93-04-006	173-430-030	AMD-E	93-04-002	180-20-080	NEW-P	93-04-11
173-420-100	NEW	93-04-006	173-430-030	AMD-E	93-12-012	180-20-080	NEW	93-08-00
173-420-110	NEW	93-04-006	173-430-030	AMD	93-14-022	180-20-090	NEW-P	93-04-117
173-422	AMD-C	93-17-061 93-03-092	173-430-040	AMD-P	93-03-090 93-04-002	180-20-090	NEW NEW-P	93-08-007 93-04-117
173-422-010	AMD-P	02 02 002	173-430-040	AMD-E		l 180-20-095		

Table of WAC Sections Affected

180-20-100 REP-P 93-04-117 180-72-050 AMD-P 93-18-068 192-10-130 REP 93-20-037 180-20-100 REP 93-08-007 180-72-060 AMD-E 93-14-009 192-10-140 REP-P 93-17-012 180-20-101 NEW-P 93-04-117 180-72-060 AMD-P 93-18-068 192-10-140 REP-P 93-20-037 180-20-101 NEW 93-08-007 180-72-065 AMD-E 93-14-009 192-10-150 REP-P 93-17-012 180-20-105 REP-P 93-04-117 180-72-065 AMD-P 93-18-068 192-10-150 REP 93-20-037	WAC#		WSR #	WAC #		WSR #	WAC #		WSR #
180-20-100 REPP 93-96-117 180-72-600 AMD-P 93-18-608 192-10-100 REP 93-20-607 180-72-600 AMD-P 93-18-608 192-10-140 REP 93-30-607 180-72-600 AMD-P 93-18-608 192-10-140 REP 93-30-607 180-72-606 AMD-P 93-18-608 192-10-160 REP 93-18-607 180-72-606 AMD-P 93-18-608 180-20-150 AMD-P 93-18-608 180-20-150 AMD-P 93-18-608 180-20-150 AMD-P 93-18-608 180-20-150 AMD-P 93-18-608 AMD-P 93-18-6	100.00.005	NE.	02.00.00	100					
180 20-101 NEW.P 93-06-007 180-72-060 AMD-E 93-16-009 192-10-160 REP.P 93-16-011 180-20-101 NEW.P 93-06-007 180-72-060 AMD-E 93-16-006 REP.P 93-16-011 180-20-101 NEW.P 93-06-007 180-72-007 AMD-E 93-16-009 192-10-150 REP.P 93-16-011 180-20-101 REP.P 93-16-017 180-72-007 AMD-E 93-16-009 192-10-150 REP.P 93-16-017 180-72-007 AMD-E 93-16-009 192-10-150 REP.P 93-16-017 180-72-007 AMD-E 93-16-009 192-10-150 REP.P 93-00-071 180-72-007 AMD-E 93-16-009 192-10-150 REP.P 93-00-071 180-72-007 AMD-E 93-16-009 192-10-170 REP.P 93-00-071 180-72-009 192-10-170 REP.P 93-00-071 180-72-009 192-10-170 REP.P 93-00-071 180-72-017 REP.P 93-00-071 REP.P 9									93-17-012
1802-01-01 NEW-P 93-06-07 1807-20-05 AMD-P 93-18-068 192-10-150 REP 93-06-07 180-20-105 REPP 93-06-07 180-20-105 REPP 93-06-07 180-20-106 REPP 93-06-07 180-20-107 REPP 93-06-07 180-20-107 REPP 93-06-07 180-20-107 REPP 93-06-07 180-20-107 REPP 93-06-07 REPP									
1802-01-01 NEW 93-08-07 180-72-065 AMD-E 93-18-068 192-10-150 REP.P 93-10-171 180-72-051 REP.P 93-08-077 REP.P 93-0									93-17-012
1802-0-105 REP.P 93-04-117 180-72-055 AMD.P 93-18-068 192-10-166 REP.P 93-04-071 180-72-070 AMD.P 93-18-070 192-10-166 REP.P 93-07-070 180-72-070 AMD.P 93-18-070 192-10-167 REP.P 93-07-070 180-72-070 AMD.P 93-18-070 180-72-070									
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	180-72-045	AMD-P	93-18-068	1 192-10-120	REP	93-20-037	1 194-10-100	AMD	93-02-033

[11] Table

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WAC #		WSR #	WAC#		WSR #	WAC #		WSR #
104 10 110	AMD	93-02-033	212 14 001	REP-E	93-04-061	212.26.060	DED	02.05.020
194-10-110 194-10-130	AMD AMD	93-02-033	212-14-001 212-14-001	REP-E REP	93-05-032	212-26-060 212-26-065	REP REP-E	93-05-032 93-04-061
194-10-130	AMD	93-02-033	212-14-005	REP-E	93-04-061	212-26-065	REP	93-05-032
196-24-041	NEW-P	93-09-024	212-14-005	REP	93-05-032	212-26-070	REP-E	93-04-061
196-24-041	NEW	93-13-064	212-14-010	REP-E	93-04-061	212-26-070	REP	93-05-032
196-24-097	NEW-P	93-09-022	212-14-010	REP	93-05-032	212-26-075	REP-E	93-04-061
196-24-097	NEW	93-13-065	212-14-015	REP-E	93-04-061	212-26-075	REP	93-05-032
196-24-098	NEW-P	93-09-023	212-14-015	REP	93-05-032	212-26-080	REP-E	93-04-061
196-24-098	NEW AMD-P	93-13-066	212-14-020 212-14-020	REP-E REP	93-04-061 93-05-032	212-26-080 212-26-085	REP REP-E	93-05-032 93-04-061
196-26-020 196-26-020	AMD-P	93-07-111 93-10-057	212-14-020	REP-E	93-04-061	212-26-085	REP-E	93-04-001
204-10-120	AMD-P	93-05-029	212-14-025	REP	93-05-032	212-26-090	REP-E	93-04-061
204-10-120	AMD	93-11-018	212-14-030	REP-E	93-04-061	212-26-090	REP	93-05-032
204-30-010	REP-P	93-16-067	212-14-030	REP	93-05-032	212-26-095	REP-E	93-04-061
204-30-020	REP-P	93-16-067	212-14-035	REP-E	93-04-061	212-26-095	REP	93-05-032
204-30-030	REP-P	93-16-067	212-14-035	REP	93-05-032	212-26-100	REP-E	93-04-061
204-30-040 204-30-050	REP-P REP-P	93-16-067	212-14-040 212-14-040	REP-E REP	93-04-061 93-05-032	212-26-100 212-26-105	REP REP-E	93-05-032 93-04-061
204-30-060	REP-P	93-16-067 93-16-067	212-14-045	REP-E	93-04-061	212-26-105	REP-E	93-05-032
204-30-000	REP-P	93-16-067	212-14-045	REP	93-05-032	212-28-001	REP-E	93-04-061
204-30-080	REP-P	93-16-067	212-14-050	REP-E	93-04-061	212-28-001	REP	93-05-032
204-44-040	NEW-P	93-05-028	212-14-050	REP	93-05-032	212-28-010	REP-E	93-04-061
204-44-040	NEW	93-11-017	212-14-055	REP-E	93-04-061	212-28-010	REP	93-05-032
204-74A-050	AMD-P	93-20-034	212-14-055	REP	93-05-032	212-28-015	REP-E	93-04-061
204-82A-070 204-82A-070	AMD-P AMD	93-10-002 93-15-075	212-14-060 212-14-060	REP-E REP	93-04-061 93-05-032	212-28-015 212-28-020	REP REP-E	93-05-032 93-04-061
204-82A-070 204-84-010	REP-P	93-05-029	212-14-000	REP-E	93-04-061	212-28-020	REP	93-05-032
204-84-010	REP	93-11-018	212-14-070	REP	93-05-032	212-28-025	REP-E	93-04-061
204-84-020	REP-P	93-05-029	212-14-080	REP-E	93-04-061	212-28-025	REP	93-05-032
204-84-020	REP	93-11-018	212-14-080	REP	93-05-032	212-28-030	REP-E	93-04-061
204-84-030	REP-P	93-05-029	212-14-090	REP-E	93-04-061	212-28-030	REP	93-05-032
204-84-030 204-84-040	REP REP-P	93-11-018 93-05-029	212-14-090 212-14-100	REP REP-E	93-05-032 93-04-061	212-28-035 212-28-035	REP-E REP	93-04-061 93-05-032
204-84-040	REP	93-11-018	212-14-100	REP	93-05-032	212-28-033	REP-E	93-04-061
204-84-050	REP-P	93-05-029	212-14-105	REP-E	93-04-061	212-28-040	REP	93-05-032
204-84-050	REP	93-11-018	212-14-105	REP	93-05-032	212-28-045	REP-E	93-04-061
204-84-060	REP-P	93-05-029	212-14-110	REP-E	93-04-061	212-28-045	REP	93-05-032
204-84-060	REP REP-P	93-11-018 93-05-029	212-14-110 212-14-115	REP REP-E	93-05-032 93-04-061	212-28-050 212-28-050	REP-E REP	93-04-061
204-84-070 204-84-070	REP-P	93-03-029	212-14-115	REP-E	93-05-032	212-28-055	REP-E	93-05-032 93-04-061
204-84-080	REP-P	93-05-029	212-14-120	REP-E	93-04-061	212-28-055	REP	93-05-032
204-84-080	REP	93-11-018	212-14-120	REP	93-05-032	212-28-060	REP-E	93-04-061
204-84-090	REP-P	93-05-029	212-14-12001	REP-E	93-04-061	212-28-060	REP	93-05-032
204-84-090	REP	93-11-018	212-14-12001	REP	93-05-032	212-28-065	REP-E	93-04-061
204-84-100 204-84-100	REP-P REP	93-05-029 93-11-018	212-14-125 212-14-125	REP-E REP	93-04-061 93-05-032	212-28-065 212-28-070	REP REP-E	93-05-032 93-04-061
208-04-010	NEW-P	93-20-040	212-14-123	REP-E	93-04-061	212-28-070	REP	93-05-032
208-04-010	NEW-E	93-20-041	212-14-130	REP	93-05-032	212-28-075	REP-E	93-04-061
208-04-020	NEW-P	93-20-040	212-26-001	REP-E	93-04-061	212-28-075	REP	93-05-032
208-04-020	NEW-E	93-20-041	212-26-001	REP	93-05-032	212-28-080	REP-E	93-04-061
208-04-030	NEW-P	93-20-040	212-26-005	REP-E	93-04-061	212-28-080	REP	93-05-032
208-04-030 212-12	NEW-E NEW-C	93-20-041 93-04-060	212-26-005 212-26-010	REP REP-E	93-05-032 93-04-061	212-28-085 212-28-085	REP-E REP	93-04-061 93-05-032
212-12	NEW-E	93-04-061	212-26-010	REP	93-05-032	212-28-083	REP-E	93-04-061
212-12-001	NEW	93-05-032	212-26-015	REP-E	93-04-061	212-28-090	REP	93-05-032
212-12-005	NEW-E	93-04-061	212-26-015	REP	93-05-032	212-28-095	REP-E	93-04-061
212-12-005	NEW	93-05-032	212-26-020	REP-E	93-04-061	212-28-095	REP	93-05-032
212-12-011	NEW-E	93-04-061	212-26-020	REP	93-05-032	212-28-100	REP-E	93-04-061
212-12-011 212-12-015	NEW NEW-E	93-05-032 93-04-061	212-26-025 212-26-025	REP-E REP	93-04-061 93-05-032	212-28-100 212-28-105	REP	93-05-032
212-12-015	NEW-E	93-04-061	212-26-023	REP-E	93-04-061	212-28-105	REP-E REP	93-04-061 93-05-032
212-12-020	NEW-E	93-04-061	212-26-030	REP	93-05-032	212-28-110	REP-E	93-04-061
212-12-020	NEW	93-05-032	212-26-035	REP-E	93-04-061	212-28-110	REP	93-05-032
212-12-025	NEW-E	93-04-061	212-26-035	REP	93-05-032	212-32-001	REP-E	93-04-061
212-12-025	NEW	93-05-032	212-26-040	REP-E	93-04-061	212-32-001	REP	93-05-032
212-12-030 212-12-030	NEW-E NEW	93-04-061	212-26-040	REP	93-05-032	212-32-005	REP-E	93-04-061
212-12-030	NEW-E	93-05-032 93-04-061	212-26-045 212-26-045	REP-E REP	93-04-061 93-05-032	212-32-005 212-32-010	REP REP-E	93-05-032 93-04-061
212-12-035	NEW	93-05-032	212-26-050	REP-E	93-04-061	212-32-010	REP	93-05-032
212-12-040	NEW-E	93-04-061	212-26-050	REP	93-05-032	212-32-015	REP-E	93-04-061
212-12-040	NEW	93-05-032	212-26-055	REP-E	93-04-061	212-32-015	REP	93-05-032
212-12-044	NEW-E	93-04-061	212-26-055	REP	93-05-032	212-32-020	REP-E	93-04-061
212-12-044	NEW	93-05-032	212-26-060	REP-E	93-04-061	1 212-32-020	REP	93-05-032
Table				[12]				

Table [12]

Table of WAC Sections Affected

12132025	WAC #		WSR #	WAC #	 	WSR #	WAC #		WSR #
212-32-005	212-32-025	REP-E	93-04-061	212-36-040	REP	93-05-032	212-42-010	REP-E	93-04-061
21232000 REP. 93-05-022 2123-6050 REP. 93-05-032 2124-2030 REP. 93-05-032		REP	93-05-032		REP-E	93-04-061		REP	
2123205S REPE 93-04-061 2123-6055 REP 93-05-032 2124-2000 REPE 93-06-032 2123-2040 REPE 93-04-061 2123-6055 REPE 93-04-061 2123-6055 REPE 93-04-061 2123-6055 REPE 93-04-061 2123-6055 REPE 93-04-061 2123-2040 REPE 93-04-061									
212-32-005									
21232400									
212-32-040 REP									
212-32-045 REP-E 93-04-061 212-36-065 REP-E 93-05-032 212-42-030 REP-E 93-04-061 212-32-050 REP-E 93-04-061 212-32-060 REP-E 93-04-061									
212-32-045 REP									
212-32-050 REP		REP		212-36-065	REP-E	93-04-061	212-42-030		93-05-032
212-32-055 REP-E 93-04-061 212-36-070 REP-E 93-05-032 212-42-040 REP-E 93-04-061 212-32-000 REP-E 93-04-061 212-36-075 REP-E 93-05-032 212-42-040 REP-E 93-04-061 212-32-070 REP 93-05-032 212-32-060 REP-E 93-04-061 212-32-070 REP 93-05-032 212-32-060 REP-E 93-04-061 212-32-070 REP 93-05-032 212-32-070 REP 93-04-061 212-32-070 REP 93-05-032 212-32-070 REP 93-04-061 212-32-070 REP 93-05-032 212-32-070					REP				
212-22-055 REP				B)	REP-E				
212.32.000 REP.E 93.04-061 212.36-075 REP. 93.04-061 212.42-045 REP.E 93.04-061 212.32-065 REP.E 93.04-061 212.36-080 REP.E 93.04-061 212.32-065 REP.E 93.04-061 212.36-080 REP.E 93.04-061 212.32-065 REP.E 93.04-061 212.32-065 REP.E 93.04-061 212.32-065 REP.E 93.04-061 212.32-065 REP.E 93.04-061 212.32-070 REP.E 93.04-061 212.32-085 REP.E 93.04-061 212.32-085 REP.E 93.04-061 212.32-070 REP.E 93.04-061 212.32-085 REP.E 93.04-061 212.04-005 REP.E 93.04-061 212.32-085 REP.E 93.04-061 212.32-085 REP.E 93.04-061 212.04-005 REP.E 93.04-061 212.32-085 REP.E 93.04-061 212				· · · · · · · · · · · · · · · · · · ·	REP				
212.32.000 RIPF 93.05.002 212.35.000 RIPF 93.05.002 212.35.000 RIPP 93.05.00					KEP-E DED				
212.12.066 REP.E 93-04-061 212.36-080 REP 93-05-032 212.42-090 REP.E 93-04-061 212.32-070 REP.E 93-05-032 212.32-070 REP.E 93-04-061 212.36-085 REP.E 93-05-032 212.42-095 REP.E 93-04-061 212.36-085 REP.E 93-04-061 212.36-090 REP.E 93-04-061 212.36-090 REP.E 93-04-061 REP.E 93-04-061 212.36-090 REP.E					REP-E				
212.32.065 REP					REP				
212.32.070 REP					REP-E				
212.32.075 REP-E 93.04-061 212.36-090 REP 93.05-032 212.42-060 REP-E 93.04-061 212.32-095 REP-E 93.04-061 212.36-095 REP-E 93.04-061 212.32-095 REP-E 93.04-061	212-32-070				REP		212-42-055		
212.32.075 REP									
212.32-080 REP-E 93-0-601 212-36-095 REP 93-05-032 212-42-065 REP-E 93-04-061 212-32-085 REP-E 93-05-032 212-36-100 REP-E 93-04-061 212-42-065 REP 93-05-032 212-32-085 REP-E 93-05-032 212-36-100 REP- 93-05-032 212-42-065 REP-B 93-05-032 212-32-090 REP-E 93-05-061 212-36-100 REP-B 93-05-032 212-32-090 REP-E 93-05-061 212-32-090 REP-B 93-05-061 212-32-095 REP-B 93-05-061 212-32-061 REP-B 93-05-061 212-32-062 REP-B 93-05-061 212-32-063 REP-B 93-05-061									
2123-2080 REP									
212.32-085 REP-E 39.04-061 212-36-100 REP 39.05-032 212-42-070 REP-E 39.04-061 212-42-070 REP-E 39.04-061 212-42-070 REP-E 39.04-061 212-32-070 REP-E 39.04-061 212-32-070 REP-E 39.05-032 212-34-0005 REP-E 39.05-032 212-34-005 REP-E 39.05-032 212-32-075 REP-E 39.05-032 212-34-0010 REP-E 39.05-032 212-32-075 REP-E 39.05-032 212-34-0010 REP-E 39.05-032 212-32-085 REP-E 39.05-032 212-34-0010 REP-E 39.05-032 212-32-085 REP-E 39.05-032 212-34-0101 REP-E 39.05-032 212-32-085 REP-E 39.05-032 212-34-0101 REP-E 39.05-032 212-32-085 REP-E 39.05-032 212-34-0105 REP-E 39.05-032 212-32-085 REP-E 39.05-032 212-34-0105 REP-E 39.05-032 212-32-085 REP-E 39.05-032 212-34-0105 REP-E 39.05-032 212-32-085 REP-E 39.05-032 212-30-035 REP-E 39.05-032 212-32-185 REP-E 39.05-032 212-32-035 REP-E 39.05-032 212-32-035 REP-E 39.05-032 212-32-185 REP-E 39.05-032 212-32-035 REP-E 39.05-032 212-32-185 REP-E 39.05-032 212-32-035 REP-E 39.									
212-32-085 REP									
212-32-999 REP-E 93-04-061 212-40-001 REP 93-05-032 212-42-075 REP-E 93-04-061 212-32-095 REP-E 93-04-061 212-40-005 REP-E 93-04-061 212-40-075 REP-E 93-04-061 212-40-005 REP-E 93-04-061 212-40-008 REP-E 93-04-061 212-40-008 REP-E 93-04-061 212-40-008 REP-E 93-04-061 212-40-010 REP-E 93-04-061 212-40-080 REP-E 93-04-061 212-40-010 REP-E 93-04-061 212-40-080 REP-E 93-04-061 212-40-015 REP-E 93-04-061 212-40-080 REP-E 93-04-061 212-40-015 REP-E 93-04-061 212-40-080 REP-E 93-04-061 212-40-015 REP-E 93-04-061 212-40-090 REP-E 93-04-061 212-40-015 REP-E 93-04-061 212-40-090 REP-E 93-04-061									
212-32-095 REP-E					REP				93-04-061
212.32-100 REP	212-32-090			212-40-005					
2123-21-00 REP-									
212-32-100 REP									
2123-21-105 REP- 93.04-061 212-40-010 REP- 93.05-032 212-42-090 REP- 93.04-061 212-32-110 REP- 93.04-061 212-40-020 REP- 93.04-061 212-40-020 REP- 93.05-032 212-42-095 REP- 93.04-061 212-32-110 REP- 93.04-061 212-40-025 REP- 93.04-061 212-32-115 REP- 93.04-061 212-40-025 REP- 93.04-061 212-32-115 REP- 93.04-061 212-40-025 REP- 93.04-061 212-32-115 REP- 93.04-061 212-40-030 REP- 93.04-061 212-32-115 REP- 93.04-061 212-40-030 REP- 93.04-061 212-32-125 REP- 93.04-061 212-40-035 REP- 93.04-061 212-32-135 REP- 93.04-061 212-40-035 REP- 93.04-061 212-32-135 REP- 93.04-061 212-40-035 REP- 93.04-061 212-32-135 REP- 93.04-061 212-40-045 REP- 93.04-061 212-42-110 REP- 93.04-061 212-32-135 REP- 93.04-061 212-40-045 REP- 93.04-061 212-42-115 REP- 93.04-061 212-32-135 REP- 93.04-061 212-40-045 REP- 93.04-061 212-42-120 REP- 93.04-061 212-32-140 REP- 93.04-061 212-40-055 REP- 93.04-061 212-42-120 REP- 93.04-032 212-32-145 REP- 93.04-061 212-40-055 REP- 93.04-061 212-42-120 REP- 93.04-032 212-32-150 REP- 93.04-061 212-40-055 REP- 93.04-061 212-43-001 REP- 93.04-032 212-32-150 REP- 93.04-061 212-40-055 REP- 93.04-061 212-43-001 REP- 93.04-061 212-32-155 REP- 93.04-061 212-40-055 REP- 93.04-061 212-33-015 REP- 93.04-061 212-30-05 REP- 93.04-061 21									
2123-21-105 REP 93.05-032 2124-0020 REP-E 93.04-061 2124-2-096 REP 93.05-032 2123-21-110 REP-E 93.05-032 2124-0025 REP-E 93.05-032 2124-0025 REP-E 93.05-032 2124-0025 REP-E 93.05-032 2124-0025 REP-E 93.05-032 2124-0026 REP-E 93.05-032 2124-0026 REP-E 93.05-032 2123-21-115 REP 93.05-032 2124-0030 REP-E 93.05-032 2124-21-00 REP-E 93.05-032 2123-21-120 REP-E 93.04-061 2124-0035 REP-E 93.05-032 2124-21-105 REP-E 93.04-061 2123-21-25 REP-E 93.04-061 2124-0035 REP-E 93.05-032 2124-21-105 REP-E 93.04-061 2123-21-25 REP-E 93.04-061 2124-0035 REP-E 93.05-032 2124-21-105 REP-E 93.04-061 2123-21-33 REP-E 93.04-061 2124-0040 REP-E 93.05-032 2124-21-10 REP-E 93.04-061 2123-21-33 REP-E 93.04-061 2124-0040 REP-E 93.05-032 2124-21-115 REP-E 93.04-061 2123-21-33 REP-E 93.04-061 2124-0045 REP-E 93.05-032 2124-21-15 REP-E 93.04-061 2123-21-33 REP-E 93.04-061 2124-0045 REP-E 93.05-032 2124-21-15 REP-E 93.04-061 212-24-045 REP-E 93.05-032 2124-21-16 REP-E 93.04-061 212-24-045 REP-E 93.05-032 2124-21-10 REP-E 93.04-061 212-24-055 REP-E 93.04-061 2124-055 REP-E 93.04-061 2124-21-25 REP-E 93.04-061 2123-21-150 REP-E 93.05-032 2124-055 REP-E 93.04-061 2124-21-25 REP-E 93.04-061 2123-21-150 REP-E 93.05-032 2124-055 REP-E 93.04-061 2124-31-05 REP-E 93.05-032 2124-055 REP-E 93.04-061 2124									
212-32-110 REP-E 93-04-061 212-40-020 REP- 93-05-032 212-42-095 REP-E 93-05-032 212-32-115 REP-E 93-05-032 212-40-025 REP-E 93-05-032 212-42-100 REP-E 93-05-032 212-32-115 REP-E 93-05-032 212-40-030 REP-E 93-05-032 212-42-100 REP-E 93-05-032 212-32-100 REP-E 93-05-032 212-40-030 REP-E 93-05-032 212-32-105 REP-E 93-05-032 212-32-105 REP-E 93-05-032 212-30-035 REP-E 93-05-032 212-32-105 REP-E 93-05-032 212-32-105 REP-E 93-05-032 212-30-035 REP-E 93-05-032 212-32-105 REP-E 93-05-032 212-30-035 REP-E 93-05-032 212-32-105 REP-E 93-05-032 212-32-0035 REP-E 93-05-032 212-32-105 REP-E 93-05-032 212-32-0035 REP-E 93-05-032 212-32-105 REP-E 93-05-032 212-32-0035 REP-E 93-05-032 212-32-105 REP-E 93-05-032 212-32-0045 REP-E 93-05-032 212-32-105 REP-E 93-05-032 212-32-105 REP-E 93-05-032 212-32-005 REP-E 93-05-032 212-32-105 REP-E 93-05-032 212-32-105 REP-E 93-05-032 212-32-055 REP-E 93-05-032 212-32-105 REP-E 93-05-032 212-32-055 REP-E 93-05-032 212-32-105 REP-E 93-05-032 212-32-055 REP-E 93-05-032 212-32-105 REP-E 93-05-032 212-32-055 REP-E 93-05-032 212-32-105 REP-E 93-05-032 212-30-055 REP-E 93-05-032 212-32-105 REP-E 93-05-032 212-32-055 REP-E 93-05-032 212-32-055 REP-E 93-05-032 212-32-105 REP-E 93-05-032 212-32-055 REP-E 93-05-0									
212-32-110 REP					REP				
212-32-115 REP 93-05-032 212-40-030 REP-E 93-04-061 212-42-105 REP-E 93-04-061 212-32-105 REP-E 93-04-061 212-32-110 REP-E 93-04-061 212-32-110 REP-E 93-04-061 212-32-110 REP-E 93-04-061 212-32-115 REP-E 93-04-061 REP-E 93-04-061 212-32-115 REP-E 93-04-061 212-32-100		REP		212-40-025	REP-E	93-04-061		REP	93-05-032
212-32-120									
212-32-120 REP									
212-32-125 REP-E 93-04-061 212-40-035 REP 93-05-032 212-42-110 REP-E 93-04-061 212-32-130 REP-E 93-04-061 212-40-040 REP-E 93-04-061 212-42-110 REP 93-05-032 212-32-130 REP-E 93-04-061 212-32-130 REP-E 93-04-061 212-32-135 REP-E 93-04-061 212-32-130 REP-E 93-04-061 212-32-130 REP-E 93-04-061 212-32-130 REP-E 93-04-061 212-32-130 REP-E 93-04-061 212-32-135 REP-E 93-04-061 212-33-010 REP-E 93-04-061 212-34-010 REP-E 93-04-061 212-33-010 REP-E 93-04-061 212-34-010 REP-E 93-04-061 21									
212-32-125 REP									
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212-36-010 REP 93-05-032 212-40-090 REP-E 93-04-061 212-43-030 REP 93-05-032 212-36-015 REP-E 93-04-061 212-40-090 REP 93-05-032 212-43-035 REP-E 93-04-061 212-36-015 REP 93-05-032 212-40-095 REP-E 93-04-061 212-43-035 REP 93-05-032 212-36-020 REP-E 93-05-032 212-40-095 REP 93-05-032 212-43-040 REP-E 93-05-032 212-36-020 REP 93-05-032 212-40-005 REP 93-05-032 212-43-040 REP-E 93-04-061 212-36-025 REP-E 93-05-032 212-40-100 REP-E 93-05-032 212-43-045 REP-E 93-04-061 212-36-025 REP 93-05-032 212-40-105 REP-E 93-04-061 212-43-045 REP-E 93-05-032 212-36-030 REP-E 93-04-061 212-40-105 REP 93-05-032 212-43-050 REP-E 93-04-061 212-36-035							212-43-030	REP-E	93-04-061
212-36-015 REP 93-05-032 212-40-095 REP-E 93-04-061 212-43-035 REP 93-05-032 212-36-020 REP-E 93-04-061 212-40-095 REP 93-05-032 212-43-040 REP-E 93-04-061 212-36-020 REP 93-05-032 212-40-100 REP-E 93-04-061 212-43-040 REP 93-05-032 212-36-025 REP-E 93-04-061 212-40-100 REP 93-05-032 212-43-045 REP-E 93-04-061 212-36-025 REP 93-05-032 212-40-105 REP-E 93-04-061 212-43-045 REP-E 93-04-061 212-36-030 REP-E 93-04-061 212-40-105 REP 93-05-032 212-43-050 REP-E 93-04-061 212-36-030 REP 93-05-032 212-42-001 REP-E 93-04-061 212-43-050 REP 93-05-032 212-36-035 REP-E 93-04-061 212-42-001 REP 93-05-032 212-43-055 REP-E 93-05-032 212-36-040		REP	93-05-032	212-40-090	REP-E	93-04-061			
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212-36-025 REP-E 93-04-061 212-40-100 REP 93-05-032 212-43-045 REP-E 93-04-061 212-36-025 REP 93-05-032 212-40-105 REP-E 93-04-061 212-43-045 REP 93-05-032 212-36-030 REP-E 93-04-061 212-40-105 REP 93-05-032 212-43-050 REP-E 93-04-061 212-36-030 REP 93-05-032 212-42-001 REP-E 93-04-061 212-43-050 REP 93-05-032 212-36-035 REP-E 93-04-061 212-42-001 REP 93-05-032 212-43-055 REP-E 93-04-061 212-36-035 REP 93-05-032 212-42-005 REP-E 93-04-061 212-43-055 REP 93-05-032 212-36-040 REP-E 93-04-061 212-42-005 REP 93-05-032 212-43-055 REP 93-05-032 212-36-040 REP-E 93-04-061 212-42-005 REP 93-05-032 212-43-060 REP-E 93-04-061				I .					
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212-36-030 REP 93-05-032 212-42-001 REP-E 93-04-061 212-43-050 REP 93-05-032 212-36-035 REP-E 93-04-061 212-42-001 REP 93-05-032 212-43-055 REP-E 93-04-061 212-36-035 REP 93-05-032 212-42-005 REP-E 93-04-061 212-43-055 REP 93-05-032 212-36-040 REP-E 93-04-061 212-42-005 REP 93-05-032 212-43-060 REP-E 93-04-061									
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212-36-040 REP-E 93-04-061 212-42-005 REP 93-05-032 212-43-060 REP-E 93-04-061	212-36-035	REP-E		1					
212 30 010									
	212-36-040	REP-E	93-04-061	1 212-42-005	KEP	93-03-032	1 212-43-000	KEP-E	

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Table

WAC#		WSR #	WAC #		WSR #	WAC #		WSR #
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212-43-065	REP-E	93-03-032	212-45-105	REP-E	93-05-032	212-56A-005 212-56A-010	REP-E	93-05-032
212-43-065	REP	93-05-032	212-45-110	REP-E	93-04-061	212-56A-010	REP	93-04-001
212-43-070	REP-E	93-04-061	212-45-110	REP	93-05-032	212-56A-015	REP-E	93-04-061
212-43-070	REP	93-05-032	212-45-115	REP-E	93-04-061	212-56A-015	REP	93-05-032
212-43-075	REP-E	93-04-061	212-45-115	REP	93-05-032	212-56A-020	REP-E	93-04-061
212-43-075	REP	93-05-032	212-52-001	REP-E	93-04-061	212-56A-020	REP	93-05-032
212-43-080	REP-E	93-04-061	212-52-001	REP	93-05-032	212-56A-030	REP-E	93-04-061
212-43-080	REP	93-05-032	212-52-002	REP-E	93-04-061	212-56A-030	REP	93-05-032
212-43-085 212-43-085	REP-E REP	93-04-061 93-05-032	212-52-002 212-52-005	REP REP-E	93-05-032 93-04-061	212-56A-035 212-56A-035	REP-E REP	93-04-061 93-05-032
212-43-083	REP-E	93-03-032	212-52-005	REP	93-05-032	212-56A-040	REP-E	93-03-032
212-43-090	REP	93-05-032	212-52-012	REP-E	93-04-061	212-56A-040	REP	93-05-032
212-43-095	REP-E	93-04-061	212-52-012	REP	93-05-032	212-56A-045	REP-E	93-04-061
212-43-095	REP	93-05-032	212-52-016	REP-E	93-04-061	212-56A-045	REP	93-05-032
212-43-100	REP-E	93-04-061	212-52-016	REP	93-05-032	212-56A-050	REP-E	93-04-061
212-43-100	REP	93-05-032	212-52-018	REP-E	93-04-061	212-56A-050	REP	93-05-032
212-43-105	REP-E	93-04-061	212-52-018	REP	93-05-032	212-56A-055	REP-E	93-04-061
212-43-105 212-43-110	REP REP-E	93-05-032 93-04-061	212-52-020 212-52-020	REP-E REP	93-04-061 93-05-032	212-56A-055 212-56A-060	REP REP-E	93-05-032 93-04-061
212-43-110	REP-E	93-05-032	212-52-025	REP-E	93-03-032	212-56A-060	REP-E	93-04-061
212-43-115	REP-E	93-04-061	212-52-025	REP	93-05-032	212-56A-065	REP-E	93-04-061
212-43-115	REP	93-05-032	212-52-027	REP-E	93-04-061	212-56A-065	REP	93-05-032
212-43-120	REP-E	93-04-061	212-52-027	REP	93-05-032	212-56A-070	REP-E	93-04-061
212-43-120	REP	93-05-032	212-52-028	REP-E	93-04-061	212-56A-070	REP	93-05-032
212-43-125	REP-E	93-04-061	212-52-028	REP	93-05-032	212-56A-075	REP-E	93-04-061
212-43-125	REP	93-05-032	212-52-030	REP-E	93-04-061	212-56A-075	REP	93-05-032
212-43-130	REP-E	93-04-061	212-52-030	REP	93-05-032	212-56A-080	REP-E	93-04-061
212-43-130 212-43-135	REP REP-E	93-05-032 93-04-061	212-52-037 212-52-037	REP-E REP	93-04-061 93-05-032	212-56A-080 212-56A-085	REP REP-E	93-05-032 93-04-061
212-43-135	REP-E	93-04-061	212-52-037	REP-E	93-03-032	212-56A-085	REP	93-04-061
212-45-001	REP-E	93-04-061	212-52-041	REP	93-05-032	212-56A-090	REP-E	93-04-061
212-45-001	REP	93-05-032	212-52-045	REP-E	93-04-061	212-56A-090	REP	93-05-032
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212-45-015 212-45-015	REP-E REP	93-04-061 93-05-032	212-52-055 212-52-060	REP REP-E	93-05-032 93-04-061	212-56A-105 212-56A-105	REP-E REP	93-04-061 93-05-032
212-45-013	REP-E	93-03-032	212-52-060	REP-E	93-05-032	212-56A-110	REP-E	93-03-032
212-45-020	REP	93-05-032	212-52-070	REP-E	93-04-061	212-56A-110	REP	93-05-032
212-45-025	REP-E	93-04-061	212-52-070	REP	93-05-032	212-56A-115	REP-E	93-04-061
212-45-025	REP	93-05-032	212-52-075	REP-E	93-04-061	212-56A-115	REP	93-05-032
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212-45-030	REP	93-05-032	212-52-080	REP-E	93-04-061	212-56A-120	REP	93-05-032
212-45-035	REP-E	93-04-061	212-52-080	REP	93-05-032	212-56A-125	REP-E	93-04-061
212-45-035 212-45-040	REP REP-E	93-05-032 93-04-061	212-52-085 212-52-085	REP-E REP	93-04-061 93-05-032	212-56A-125 212-56A-130	REP REP-E	93-05-032 93-04-061
212-45-040	REP-E	93-05-032	212-52-090	REP-E	93-04-061	212-56A-130	REP-E	93-04-001
212-45-045	REP-E	93-04-061	212-52-090	REP	93-05-032	212-56A-135	REP-E	93-04-061
212-45-045	REP	93-05-032	212-52-095	REP-E	93-04-061	212-56A-135	REP	93-05-032
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212-45-050	REP	93-05-032	212-52-100	REP-E	93-04-061	212-56A-140	REP	93-05-032
212-45-055	REP-E	93-04-061	212-52-100	REP	93-05-032	212-64-001	REP-E	93-04-061
212-45-055	REP	93-05-032	212-52-105	REP-E	93-04-061	212-64-001	REP	93-05-032
212-45-060 212-45-060	REP-E	93-04-061	212-52-105	REP	93-05-032	212-64-005	REP-E	93-04-061
212-45-065	REP REP-E	93-05-032 93-04-061	212-52-110 212-52-110	REP-E REP	93-04-061 93-05-032	212-64-005 212-64-015	REP REP-E	93-05-032 93-04-061
212-45-065	REP-E	93-05-032	212-52-110	REP-E	93-03-032	212-64-015	REP-E	93-04-001
212-45-070	REP-E	93-04-061	212-52-112	REP	93-05-032	212-64-020	REP-E	93-04-061
212-45-070	REP	93-05-032	212-52-115	REP-E	93-04-061	212-64-020	REP	93-05-032
212-45-075	REP-E	93-04-061	212-52-115	REP	93-05-032	212-64-025	REP-E	93-04-061
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212-45-080	REP-E	93-04-061	212-52-120	REP	93-05-032	212-64-030	REP-E	93-04-061
212-45-080	REP	93-05-032	212-52-125	REP-E	93-04-061	212-64-030	REP	93-05-032
212-45-085	REP-E	93-04-061	212-52-125	REP	93-05-032	212-64-033	REP-E	93-04-061
212-45-085 212-45-090	REP REP-E	93-05-032 93-04-061	212-52-99001	REP-E REP	93-04-061 93-05-032	212-64-033	REP DED E	93-05-032 93-04-061
212-45-090	REP-E REP	93-04-061	212-52-99001 212-52-99002	REP-E	93-05-032 93-04-061	212-64-035 212-64-035	REP-E REP	93-04-061
212-45-095	REP-E	93-03-032	212-52-99002	REP-E	93-05-032	212-64-037	REP-E	93-04-061
212-45-095	REP	93-05-032	212-56A-001	REP-E	93-04-061	212-64-037	REP	93-05-032
212-45-100	REP-E	93-04-061	212-56A-001	REP	93-05-032	212-64-039	REP-E	93-04-061
212-45-100	REP	93-05-032	212-56A-005	REP-E	93-04-061	212-64-039	REP	93-05-032
212-43-100		75 05 052	1 212-30A-003	KEI E	75 01 001	1 212-04-057	I L)

Table of WAC Sections Affected

WAC #		WSR #	WAC #		WSR #	WAC #		WSR #
212-64-040	REP-E	93-04-061	212-70-050	REP	93-05-032	220-24-02000Y	REP-E	93-18-077
212-64-040	REP	93-05-032	212-70-060	REP-E	93-04-061	220-24-02000Z	NEW-E	93-18-077
212-64-043	REP-E	93-04-061	212-70-060	REP	93-05-032	220-24-02000Z	REP-E	93-19-042
212-64-043	REP REP-E	93-05-032 93-04-061	212-70-070 212-70-070	REP-E REP	93-04-061 93-05-032	220-32-05100A 220-32-05100A	NEW-E REP-E	93-18-045 93-19-059
212-64-045 212-64-045	REP-E REP	93-04-061	212-70-070	REP-E	93-03-032	220-32-05100A 220-32-05100B	NEW-E	93-19-059
212-64-050	REP-E	93-04-061	212-70-080	REP	93-05-032	220-32-05100B	REP-E	93-19-132
212-64-050	REP	93-05-032	212-70-090	REP-E	93-04-061	220-32-05100C	NEW-E	93-19-132
212-64-055	REP-E	93-04-061	212-70-090	REP	93-05-032	220-32-05100C	REP-E	93-20-025
212-64-055 212-64-060	REP REP-E	93-05-032 93-04-061	212-70-100 212-70-100	REP-E REP	93-04-061 93-05-032	220-32-05100D 220-32-05100T	NEW-E REP-E	93-20-025 93-04-073
212-64-060	REP	93-05-032	212-70-100	REP-E	93-03-032	220-32-05100T	NEW-E	93-04-073
212-64-065	REP-E	93-04-061	212-70-110	REP	93-05-032	220-32-05100U	REP-E	93-06-015
212-64-065	REP	93-05-032	212-70-120	REP-E	93-04-061	220-32-05100V	NEW-E	93-06-015
212-64-067	REP-E	93-04-061	212-70-120	REP	93-05-032	220-32-05100V	REP-E	93-06-069
212-64-067 212-64-068	REP REP-E	93-05-032 93-04-061	212-70-130 212-70-130	REP-E REP	93-04-061 93-05-032	220-32-05100W 220-32-05100Y	NEW-E NEW-E	93-06-069 93-15-098
212-64-068	REP	93-05-032	212-70-130	REP-E	93-04-061	220-32-05100Y	REP-E	93-17-008
212-64-069	REP-E	93-04-061	212-70-140	REP	93-05-032	220-32-05100X	NEW-E	93-15-049
212-64-069	REP	93-05-032	212-70-150	REP-E	93-04-061	220-32-05100X	REP-E	93-15-098
212-64-070	REP-E	93-04-061	212-70-150	REP	93-05-032	220-32-05100Z	NEW-E	93-17-008
212-64-070 212-65-001	REP REP-E	93-05-032 93-04-061	212-70-160 212-70-160	REP-E REP	93-04-061 93-05-032	220-32-05100Z 220-32-05500C	REP-E NEW-E	93-18-045 93-10-061
212-65-001	REP	93-05-032	212-70-100	REP-E	93-04-061	220-32-05500C	REP-E	93-12-010
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212-65-005	REP	93-05-032	212-70-180	REP-E	93-04-061	220-32-05500D	REP-E	93-13-030
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220-55-00100A	NEW-E	93-13-028	220-56-195	AMD	93-14-043	220-56-38000L	REP-E	93-15-02:
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220-57-175	AMD	93-08-034	222-12-050	AMD-P	93-05-010	230-04-040	AMD-P	93-10-042
220-57-210	AMD-P	93-04-096	222-12-050	AMD	93-12-001	230-04-040	AMD	93-13-062
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220-57-210	AMD	93-14-043	222-16-010	AMD-E	93-07-060	230-04-120	AMD-P	93-20-006
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220-57-370 220-57-37000E	AMD NEW-E	93-15-011 93-15-016	222-22-060 222-22-070	AMD-P AMD-P	93-20-077 93-20-077	230-08-105 230-08-140	NEW-P AMD-P	93-20-007 93-20-006
220-57-380 220-57-380	AMD-P	93-04-096	222-22-070	AMD-P	93-20-077	230-08-140	AMD-P	93-20-006
220-57-380	AMD	93-08-034	222-22-090	AMD-P	93-20-077	230-08-255	NEW-P	93-20-009
220-57-400	AMD-P	93-04-096	222-22-100	AMD-P	93-20-077	230-12-020	AMD-P	93-15-042
220-57-400	AMD-W	93-17-065	222-24-010	AMD-P	93-20-077	230-12-020	AMD	93-19-090
220-57-425	AMD-P	93-04-096	222-24-025	AMD-P	93-20-077	230-12-030	AMD-P	93-13-061
220-57-425	AMD-C	93-08-033	222-24-040	AMD-P	93-20-077	230-12-030	AMD	93-17-098
220-57-425	AMD NEW-E	93-14-043	222-24-050 222-24-050	AMD-P AMD	93-05-010	230-12-078 230-20-010	NEW-P	93-20-009
220-57-42500A 220-57-42500A	REP-E	93-15-016 93-20-003	222-30-020	AMD-P	93-12-001 93-05-010	230-20-010	AMD-P AMD	93-10-042 93-13-062
220-57-42500A 220-57-42500B	NEW-E	93-20-003	222-30-020	AMD	93-12-001	230-20-010	AMD-P	93-10-042
220-57-430	AMD-P	93-04-096	222-30-040	AMD-P	93-05-010	230-20-064	AMD	93-13-062
220-57-430	AMD-C	93-08-033	222-30-040	AMD-E	93-10-015	230-20-070	AMD-P	93-13-061
220-57-430	AMD	93-14-043	222-30-040	AMD	93-12-001	230-20-070	AMD	93-17-098
220-57-43000H	NEW-E	93-20-108	222-34-030	AMD-P	93-20-077	230-20-101	AMD-P	93-20-007
220-57-435001	NEW-E	93-19-076	222-34-040	AMD-P	93-05-010	230-20-111	NEW-E	93-07-080
220-57-445	AMD-P	93-04-096 93-08-034	222-34-040 222-38-020	AMD AMD-P	93-12-001 93-05-010	230-20-111 230-20-111	NEW-P NEW	93-07-083
220-57-445 220-57-45500D	AMD NEW-E	93-19-076	222-38-020	AMD-F AMD	93-12-001	230-20-111	NEW-P	93-15-041 93-20-006
220-57-460	AMD-P	93-04-096	222-38-020	AMD-P	93-05-010	230-20-172	AMD-P	93-20-006
220-57-460	AMD	93-08-034	222-38-030	AMD	93-12-001	230-20-241	AMD-P	93-20-006
220-57-465	AMD-P	93-04-096	222-46	AMD-P	93-20-077	230-20-242	NEW-P	93-10-042
220-57-465	AMD	93-08-034	222-46-010	AMD-P	93-20-077	230-20-242	NEW	93-13-062
220-57-46500G	NEW-E	93-20-026	222-46-020	AMD-P	93-05-010	230-20-243	NEW-P	93-20-006
220-57-495	AMD-P	93-04-096	222-46-020	AMD	93-12-001	230-20-246	AMD-P	93-10-042
220-57-495	AMD	93-08-034	222-46-020	AMD-P	93-20-077	230-20-246	AMD	93-13-062
220-57-49700	NEW-E	93-08-016	222-46-030	AMD-P	93-20-077	230-20-508	NEW-P	93-20-008
220-57-50500U 220-57-51500I	NEW-E NEW-E	93-08-016 93-08-016	222-46-040 222-46-060	AMD-P AMD-P	93-20-077 93-20-077	230-20-509 230-20-605	NEW-P REP-P	93-20-008 93-20-008
220-57-51500I 220-57-51500I	REP-E	93-13-029	222-46-065	NEW-P	93-20-077	230-20-615	AMD-P	93-20-008
220-57-51500J	NEW-E	93-13-029	222-46-070	AMD-P	93-20-077	230-20-630	AMD-P	93-20-008
220-57A-183	AMD-P	93-04-096	222-50-020	AMD-P	93-05-010	230-20-670	AMD-P	93-07-082
220-57A-183	AMD	93-08-034	222-50-020	AMD-E	93-07-060	230-20-670	AMD	93-12-082
220-69-220	AMD-P	93-20-109	222-50-020	AMD	93-12-001	230-20-670	AMD-P	93-15-042
220-69-245	AMD-P	93-20-109	230-02-035	AMD NEW D	93-06-011	230-20-670	AMD B	93-19-090
220-69-260 220-69-270	AMD-P AMD-P	93-20-109 93-20-109	230-02-108 230-02-183	NEW-P NEW-P	93-20-009 93-20-009	230-20-685 230-20-685	AMD-P AMD	93-07-082 93-12-082
ZZU-09-Z/U	AMD-P	73-20-107	1 230-02-103	IAP AA-L	73-40-007	1 230-20-003	AMD	73-12-002

[17] Table

Table

			Table of W2					
WAC #		WSR #	WAC#		WSR #	WAC#		WSR #
WAC#		WSK#			W3K π	 		W3IC#
230-20-700	AMD-P	93-20-008	232-28-417	NEW-P	93-13-136	236-14-200	NEW-W	93-10-090
230-25-160	AMD-P	93-07-081	232-28-417	NEW	93-19-101	236-14-200	NEW-P	93-15-126
230-25-160	AMD	93-12-082	232-28-619	AMD-P	93-13-140	236-14-200	NEW	93-20-027
230-30-060	AMD-P	93-07-081	232-28-61901	REP-P REP-P	93-13-140 93-13-140	236-14-300 236-14-300	NEW-W NEW-P	93-05-041 93-09-068
230-30-060 230-30-072	AMD AMD-P	93-12-082 93-08-066	232-28-61902 232-28-61904	REP-P REP-P	93-13-140	236-14-300	NEW-F	93-10-090
230-30-072	AMD-F	93-13-063	232-28-61905	REP-P	93-13-140	236-14-300	NEW-P	93-15-126
230-30-075	AMD	93-04-007	232-28-61906	REP-P	93-13-140	236-14-300	NEW	93-20-027
230-30-080	AMD-P	93-07-083	232-28-61907	REP-P	93-13-140	236-14-800	NEW-P	93-15-126
230-30-080	AMD	93-12-082	232-28-61908	REP-P	93-13-140 93-13-140	236-14-800 236-14-900	NEW NEW-W	93-20-027 93-05-041
230-30-095 230-30-095	REP-P REP	93-07-083 93-12-082	232-28-61909 232-28-61910	REP-P REP-P	93-13-140	236-14-900	NEW-W	93-09-068
230-30-097	NEW-P	93-07-087	232-28-61911	REP-P	93-13-140	236-14-900	NEW-W	93-10-090
230-30-097	NEW	93-12-082	232-28-61912	REP-P	93-13-140	236-14-900	NEW-P	93-15-126
230-30-100	AMD-P	93-07-083	232-28-61913	REP-P	93-13-140	236-14-900	NEW	93-20-027
230-30-100	AMD	93-12-082	232-28-61914	NEW-W	93-03-015	236-22-010	AMD-P AMD	93-09-030 93-16-079
230-30-106 230-30-106	AMD-P AMD	93-06-036 93-10-005	232-28-61916 232-28-61917	REP-P REP-P	93-13-140 93-13-140	236-22-010 236-22-020	NEW-P	93-10-079
230-30-100	AMD-P	93-06-036	232-28-61918	REP-P	93-13-140	236-22-020	NEW	93-16-079
230-30-300	AMD	93-10-005	232-28-61919	REP-P	93-13-140	236-22-030	NEW-P	93-09-030
230-30-998	NEW-P	93-20-005	232-28-61923	NEW	93-04-046	236-22-030	NEW	93-16-079
230-40-055	AMD-P	93-07-082	232-28-61923	REP-P	93-13-140 93-04-047	236-22-031 236-22-031	NEW-P NEW	93-09-030 93-16-079
230-40-055 230-40-120	AMD AMD-P	93-12-082 93-04-044	232-28-61924 232-28-61924	NEW REP-P	93-13-140	236-22-031	NEW-P	93-10-079
230-40-120	AMD-P	93-17-064	232-28-61925	NEW	93-04-049	236-22-032	NEW	93-16-079
230-40-125	AMD-P	93-10-042	232-28-61925	REP-P	93-13-140	236-22-033	NEW-P	93-09-030
230-40-125	AMD	93-13-062	232-28-61926	NEW	93-04-050	236-22-033	NEW	93-16-079
232-12-001	AMD-P	93-13-140	232-28-61926	REP-P	93-13-140	236-22-034	NEW-P NEW	93-09-030 93-16-079
232-12-007 232-12-007	AMD-P AMD-C	93-14-110 93-15-055	232-28-61927 232-28-61927	NEW REP-P	93-04-051 93-13-140	236-22-034 236-22-035	NEW-P	93-10-079
232-12-007	AMD-P	93-14-111	232-28-61928	NEW	93-04-048	236-22-035	NEW	93-16-079
232-12-011	AMD-C	93-15-056	232-28-61928	REP-P	93-13-140	236-22-036	NEW-P	93-09-030
232-12-014	AMD-P	93-14-112	232-28-61929	NEW	93-04-052	236-22-036	NEW	93-16-079
232-12-014	AMD-C	93-15-057	232-28-61929	REP-P NEW	93-13-140 93-04-053	236-22-037 236-22-037	NEW-P NEW	93-09-030 93-16-079
232-12-017 232-12-019	AMD AMD-P	93-04-039 93-06-019	232-28-61930 232-28-61930	REP-P	93-13-140	236-22-037	NEW-P	93-09-030
232-12-019	AMD-P	93-06-020	232-28-61931	NEW-E	93-03-039	236-22-038	NEW	93-16-079
232-12-019	AMD	93-10-011	232-28-61932	NEW-P	93-06-021	236-22-040	NEW-P	93-09-030
232-12-019	AMD	93-10-012	232-28-61932	NEW	93-10-055	236-22-040 236-22-050	NEW NEW-P	93-16-079 93-09-030
232-12-021 232-12-045	AMD NEW-E	93-04-040 93-04-083	232-28-61932 232-28-61933	REP-P NEW-P	93-13-140 93-06-022	236-22-050	NEW-P	93-09-030
232-12-043	AMD	93-04-038	232-28-61933	NEW	93-10-053	236-22-060	NEW-P	93-09-030
232-12-074	REP	93-04-075	232-28-61933	REP-P	93-13-140	236-22-060	NEW	93-16-079
232-12-166	NEW-P	93-06-018	232-28-61934	NEW-E	93-06-061	236-22-070	NEW-P	93-09-030
232-12-166	NEW	93-10-013	232-28-61935	NEW-P	93-06-057 93-10-056	236-22-070 236-22-080	NEW NEW-P	93-16-079 93-09-030
232-12-242 232-12-619	NEW AMD-P	93-04-074 93-06-017	232-28-61935 232-28-61935	NEW REP-P	93-10-030	236-22-080	NEW	93-16-079
232-12-619	AMD-1	93-10-054	232-28-61936	NEW-E	93-12-002	236-22-100	AMD-P	93-09-030
232-12-619	AMD-P	93-13-140	232-28-61936	NEW-P	93-14-134	236-22-100	AMD	93-16-079
232-28-022	AMD-P	93-06-074	232-28-61936	NEW-W	93-17-111	236-22-200	NEW-P	93-09-030
232-28-022	AMD	93-13-048 93-17-112	232-28-61937 236-14-010	NEW-E NEW-W	93-18-058 93-05-041	236-22-200 236-22-210	NEW NEW-P	93-16-079 93-09-030
232-28-022 232-28-022	AMD-P AMD	93-17-112	236-14-010	NEW-W	93-03-041	236-22-210	NEW-P	93-16-079
232-28-022	AMD-P	93-06-064	236-14-010	NEW-W	93-10-090	240-10-030	AMD-P	93-20-097
232-28-226	AMD	93-11-016	236-14-010	NEW-P	93-15-126	242-02-220	AMD-P	93-08-032
232-28-227	AMD-P	93-06-059	236-14-010	NEW	93-20-027	242-02-220	AMD	93-11-068
232-28-227	AMD B	93-11-015	236-14-015	NEW-W NEW-P	93-05-041 93-09-068	242-02-562 244-12-060	NEW-W AMD-P	93-06-045 93-07-038
232-28-228 232-28-228	AMD-P AMD	93-06-058 93-11-014	236-14-015 236-14-015	NEW-P	93-10-090	244-12-060	AMD-W	93-09-049
232-28-233	REP-P	93-06-062	236-14-015	NEW-P	93-15-126	244-12-060	AMD-P	93-09-053
232-28-233	REP	93-11-011	236-14-015	NEW	93-20-027	244-12-060	AMD	93-13-013
232-28-234	REP-P	93-06-063	236-14-050	NEW-W	93-05-041	244-12-100	NEW-P	93-07-038
232-28-234	REP	93-11-012	236-14-050 236-14-050	NEW-P NEW-W	93-09-068 93-10-090	244-12-100 244-12-100	NEW-W NEW-P	93-09-049 93-09-053
232-28-235 232-28-235	REP-P REP	93-06-060 93-11-013	236-14-050	NEW-W	93-15-126	244-12-100	NEW-F	93-13-013
232-28-236	NEW-P	93-06-060	236-14-050	NEW	93-20-027	246-01-001	NEW	93-08-004
232-28-236	NEW	93-11-013	236-14-100	NEW-W	93-05-041	246-01-010	NEW	93-08-004
232-28-237	NEW-P	93-06-063	236-14-100	NEW-P	93-09-068	246-01-020	NEW NEW	93-08-004 93-08-004
232-28-237 232-28-238	NEW NEW-P	93-11-012 93-06-062	236-14-100 236-14-100	NEW-W NEW-P	93-10-090 93-15-126	246-01-030 246-01-040	NEW NEW	93-08-004
232-28-238	NEW-P	93-06-062	236-14-100	NEW	93-20-027	246-01-050	NEW	93-08-004
232-28-416	REP-P	93-13-136	236-14-200	NEW-W	93-05-041	246-01-060	NEW	93-08-004
232-28-416	REP	93-19-101	236-14-200	NEW-P	93-09-068	1 246-01-070	. NEW	93-08-004
				f 10 3				

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WAC #		WSR #	WAC #		WSR #	WAC #		WSR #
246-01-080	NEW	93-08-004	246-08-350	REP	93-13-005	246-10-302	NEW	93-13-005
246-01-090	NEW	93-08-004	246-08-360	REP-P	93-08-071	246-10-303	NEW-P	93-08-071
246-01-100	NEW	93-08-004	246-08-360	REP	93-13-005	246-10-303	NEW	93-13-005
246-05-001	NEW-E	93-15-012	246-08-370	REP-P	93-08-071	246-10-304	NEW-P	93-08-071
246-05-001 246-05-001	NEW-P NEW	93-15-091 93-19-061	246-08-370 246-08-380	REP REP-P	93-13-005 93-08-071	246-10-304 246-10-305	NEW NEW-P	93-13-005 93-08-071
246-05-010	NEW-E	93-15-012	246-08-380	REP	93-13-005	246-10-305	NEW-F	93-08-071
246-05-010	NEW-P	93-15-091	246-08-420	NEW	93-08-004	246-10-306	NEW-P	93-08-071
246-05-010	NEW	93-19-061	246-08-440	NEW	93-08-004	246-10-306	NEW	93-13-005
246-05-030 246-05-030	NEW-E NEW-P	93-15-012 93-15-091	246-08-450 246-08-520	NEW AMD	93-08-004 93-08-004	246-10-401	NEW-P	93-08-071
246-05-030	NEW-F	93-13-091	246-08-560	AMD	93-08-004	246-10-401 246-10-402	NEW NEW-P	93-13-005 93-08-071
246-08-001	REP-P	93-08-071	246-10-101	NEW-P	93-08-071	246-10-402	NEW	93-13-005
246-08-001	REP	93-13-005	246-10-101	NEW	93-13-005	246-10-403	NEW-P	93-08-071
246-08-020	REP-P	93-08-071	246-10-102	NEW-P	93-08-071	246-10-403	NEW	93-13-005
246-08-020 246-08-030	REP REP-P	93-13-005 93-08-071	246-10-102 246-10-103	NEW NEW-P	93-13-005 93-08 - 071	246-10-404 246-10-404	NEW-P	93-08-071
246-08-030	REP	93-13-005	246-10-103	NEW-F	93-13-005	246-10-404	NEW NEW-P	93-13-005 93-08-071
246-08-040	REP-P	93-08-071	246-10-104	NEW-P	93-08-071	246-10-405	NEW	93-13-005
246-08-040	REP	93-13-005	246-10-104	NEW	93-13-005	246-10-501	NEW-P	93-08-071
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246-08-050 246-08-060	REP REP-P	93-13-005 93-08-071	246-10-105 246-10-106	NEW NEW-P	93-13-005 93-08-071	246-10-502 246-10-502	NEW-P	93-08-071
246-08-060	REP	93-13-005	246-10-106	NEW-P	93-13-005	246-10-503	NEW NEW-P	93-13-005 93-08-071
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246-08-080 246-08-090	REP REP-P	93-13-005 93-08-071	246-10-108 246-10-109	NEW NEW-P	93-13-005 93-08-071	246-10-505 246-10-505	NEW-P NEW	93-08-071
246-08-090	REP	93-13-005	246-10-109	NEW-F	93-13-005	246-10-601	NEW-P	93-13-005 93-08-071
246-08-100	REP-P	93-08-071	246-10-110	NEW-P	93-08-071	246-10-601	NEW	93-13-005
246-08-100	REP	93-13-005	246-10-110	NEW	93-13-005	246-10-602	NEW-P	93-08-071
246-08-101	NEW-P NEW	93-08-071 93-13-005	246-10-111 246-10-111	NEW-P	93-08-071	246-10-602	NEW	93-13-005
246-08-101 246-08-102	NEW-P	93-13-003	246-10-111	NEW NEW-P	93-13-005 93-08-071	246-10-603 246-10-603	NEW-P NEW	93-08-071 93-13-005
246-08-102	NEW	93-13-005	246-10-112	NEW	93-13-005	246-10-604	NEW-P	93-08-071
246-08-103	NEW-P	93-08-071	246-10-113	NEW-P	93-08-071	246-10-604	NEW	93-13-005
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246-08-104 246-08-104	NEW-P NEW	93-08-071 93-13-005	246-10-114 246-10-114	NEW-P NEW	93-08-071	246-10-605	NEW	93-13-005
246-08-104	NEW-P	93-13-003	246-10-114	NEW-P	93-13-005 93-08-071	246-10-606 246-10-606	NEW-P NEW	93-08-071 93-13 - 005
246-08-105	NEW	93-13-005	246-10-115	NEW	93-13-005	246-10-607	NEW-P	93-08-071
246-08-106	NEW-P	93-08-071	246-10-116	NEW-P	93-08-071	246-10-607	NEW	93-13-005
246-08-106	NEW	93-13-005	246-10-116	NEW	93-13-005	246-10-608	NEW-P	93-08-071
246-08-110 246-08-110	REP-P REP	93-08-071 93-13-005	246-10-117 246-10-117	NEW-P NEW	93-08-071 93-13-005	246-10-608 246-10-701	NEW NEW-P	93-13-005
246-08-110	REP-P	93-13-003	246-10-118	NEW-P	93-08-071	246-10-701	NEW-P	93-08-071 93-13-005
246-08-120	REP	93-13-005	246-10-118	NEW	93-13-005	246-10-702	NEW-P	93-08-071
246-08-130	REP-P	93-08-071	246-10-119	NEW-P	93-08-071	246-10-702	NEW	93-13-005
246-08-130	REP	93-13-005	246-10-119	NEW	93-13-005	246-10-703	NEW-P	93-08-071
246-08-140 246-08-140	REP-P REP	93-08-071 93-13-005	246-10-120 246-10-120	NEW-P NEW	93-08-071 93-13-005	246-10-703 246-10-704	NEW NEW-P	93-13-005
246-08-150	REP-P	93-08-071	246-10-121	NEW-P	93-13-003	246-10-704	NEW-P	93-08-071 93-13-005
246-08-150	REP	93-13-005	246-10-121	NEW	93-13-005	246-10-705	NEW-P	93-08-071
246-08-160	REP-P	93-08-071	246-10-122	NEW-P	93-08-071	246-10-705	NEW	93-13-005
246-08-160	REP	93-13-005	246-10-122	NEW	93-13-005	246-10-706	NEW-P	93-08-071
246-08-170 246-08-170	REP-P REP	93-08-071 93-13-005	246-10-123 246-10-123	NEW-P NEW	93-08-071 93-13-005	246-10-706 246-10-707	NEW NEW-P	93-13-005
246-08-170	REP-P	93-08-071	246-10-124	NEW-P	93-13-003	246-10-707	NEW-P	93-08-071 93-13-005
246-08-180	REP	93-13-005	246-10-124	NEW	93-13-005	246-11-001	NEW-P	93-04-102
246-08-190	REP-P	93-08-071	246-10-201	NEW-P	93-08-071	246-11-001	NEW	93-08-003
246-08-190	REP	93-13-005	246-10-201	NEW	93-13-005	246-11-010	NEW-P	93-04-102
246-08-200 246-08-200	REP-P REP	93-08-071 93-13-005	246-10-202 246-10-202	NEW-P NEW	93-08-071 93-13-005	246-11-010 246-11-020	NEW NEW-P	93-08-003
246-08-210	REP-P	93-13-003	246-10-202	NEW-P	93-13-003	246-11-020	NEW-P NEW	93-04-102 93-08-003
246-08-210	REP	93-13-005	246-10-203	NEW	93-13-005	246-11-030	NEW-P	93-04-102
246-08-320	REP-P	93-08-071	246-10-204	NEW-P	93-08-071	246-11-030	NEW	93-08-003
246-08-320	REP	93-13-005	246-10-204	NEW	93-13-005	246-11-040	NEW-P	93-04-102
246-08-330 246-08-330	REP-P REP	93-08-071 93-13-005	246-10-205 246-10-205	NEW-P NEW	93-08-071 93-13-005	246-11-040 246-11-050	NEW NEW-P	93-08-003 93-04-102
246-08-340	REP-P	93-08-071	246-10-203	NEW-P	93-08-071	246-11-050	NEW-P	93-04-102
246-08-340	REP	93-13-005	246-10-301	NEW	93-13-005	246-11-060	NEW-P	93-04-102
246-08-350	REP-P	93-08-071	246-10-302	NEW-P	93-08-071	246-11-060	NEW	93-08-003

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Table

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WAC #		WSR #	WAC#		WSR #	WAC #		WSR #
		02.04.102	246 11 450	NEW	93-08-003	246-221-102	NEW-P	93-19-048
246-11-070	NEW-P	93-04-102 93-08-003	246-11-450 246-11-470	NEW-P	93-04-102	246-221-102	NEW-P	93-19-048
246-11-070 246-11-080	NEW NEW-P	93-04-102	246-11-470	NEW	93-08-003	246-221-106	NEW-P	93-19-048
246-11-080	NEW	93-08-003	246-11-480	NEW-P	93-04-102	246-221-110	AMD-P	93-19-048
246-11-090	NEW-P	93-04-102	246-11-480	NEW	93-08-003	246-221-113	NEW-P	93-19-048
246-11-090	NEW	93-08-003	246-11-490	NEW-P	93-04-102	246-221-117	NEW-P	93-19-048
246-11-100	NEW-P	93-04-102	246-11-490	NEW	93-08-003	246-221-120	AMD-P	93-19-048
246-11-100	NEW	93-08-003	246-11-500	NEW-P	93-04-102	246-221-130	AMD-P	93-19-048 93-19-048
246-11-110	NEW-P	93-04-102	246-11-500	NEW NEW-P	93-08-003 93-04-102	246-221-150 246-221-160	AMD-P AMD-P	93-19-048
246-11-110	NEW	93-08-003	246-11-510 246-11-510	NEW-P NEW	93-04-102	246-221-170	AMD-P	93-19-048
246-11-120 246-11-120	NEW-P NEW	93-04-102 93-08-003	246-11-520	NEW-P	93-04-102	246-221-180	AMD-P	93-19-048
246-11-120	NEW-P	93-04-102	246-11-520	NEW	93-08-003	246-221-190	AMD-P	93-19-048
246-11-130	NEW	93-08-003	246-11-530	NEW-P	93-04-102	246-221-220	AMD-P	93-19-048
246-11-140	NEW-P	93-04-102	246-11-530	NEW	93-08-003	246-221-230	AMD-P	93-19-048
246-11-140	NEW	93-08-003	246-11-540	NEW-P	93-04-102	246-221-240	AMD-P	93-19-048
246-11-150	NEW-P	93-04-102	246-11-540	NEW	93-08-003	246-221-250	AMD-P	93-19-048
246-11-150	NEW	93-08-003	246-11-550	NEW-P	93-04-102	246-221-260 246-221-265	AMD-P NEW-P	93-19-048 93-19-048
246-11-160	NEW-P	93-04-102	246-11-550	NEW NEW-P	93-08-003 93-04-102	246-221-203	AMD-P	93-19-048
246-11-160	NEW	93-08-003 93-04-102	246-11-560 246-11-560	NEW-P	93-04-102	246-221-275	NEW-P	93-19-048
246-11-170 246-11-170	NEW-P NEW	93-04-102	246-11-570	NEW-P	93-04-102	246-221-285	NEW-P	93-19-048
246-11-170	NEW-P	93-04-102	246-11-570	NEW	93-08-003	246-221-290	AMD-P	93-19-048
246-11-180	NEW	93-08-003	246-11-580	NEW-P	93-04-102	246-221-300	AMD-P	93-19-048
246-11-190	NEW-P	93-04-102	246-11-580	NEW	93-08-003	246-222-020	AMD-P	93-19-048
246-11-190	NEW	93-08-003	246-11-590	NEW-P	93-04-102	246-222-030	AMD-P	93-19-048
246-11-200	NEW-P	93-04-102	246-11-590	NEW	93-08-003	246-222-040 246-222-070	AMD-P AMD-P	93-19-048 93-19-048
246-11-200	NEW	93-08-003	246-11-600	NEW-P NEW	93-04-102 93-08-003	246-222-070	AMD-P	93-19-048
246-11-210	NEW-P NEW	93-04-102 93-08-003	246-11-600 246-11-610	NEW-P	93-04-102	246-224-030	REP-P	93-19-048
246-11-210 246-11-220	NEW-P	93-04-102	246-11-610	NEW	93-08-003	246-224-040	AMD-P	93-19-048
246-11-220	NEW	93-08-003	246-100-011	AMD-P	93-03-003	246-224-050	AMD-P	93-19-048
246-11-230	NEW-P	93-04-102	246-100-011	AMD	93-08-036	246-224-070	AMD-P	93-19-048
246-11-230	NEW	93-08-003	246-100-041	AMD-P	93-03-003	246-225-020	AMD-P	93-19-048
246-11-250	NEW-P	93-04-102	246-100-041	AMD	93-08-036	246-225-030 246-225-040	AMD-P AMD-P	93-19-048 93-19-048
246-11-250	NEW	93-08-003	246-100-042	NEW-P NEW	93-06-094 93-10-038	246-225-050	AMD-P	93-19-048
246-11-260	NEW-P NEW	93-04-102 93-08-003	246-100-042 246-100-076	AMD-P	93-03-003	246-225-150	AMD-P	93-19-048
246-11-260 246-11-270	NEW-P	93-04-102	246-100-076	AMD	93-08-036	246-225-160	AMD-P	93-19-048
246-11-270	NEW	93-08-003	246-100-236	AMD-P	93-03-003	246-225-99910	AMD-P	93-19-048
246-11-280	NEW-P	93-04-102	246-100-236	AMD	93-08-036	246-227-001	NEW-P	93-19-048
246-11-280	NEW	93-08-003	246-130-040	AMD-E	93-04-015	246-227-010	NEW-P	93-19-048
246-11-290	NEW-P	93-04-102	246-130-040	AMD-P	93-06-095 93-11-006	246-227-020 246-227-030	NEW-P NEW-P	93-19-048 93-19-048
246-11-290	NEW	93-08-003	246-130-040 246-130-070	AMD-W AMD-E	93-04-015	246-227-040	NEW-P	93-19-048
246-11-300 246-11-300	NEW-P NEW	93-04-102 93-08-003	246-130-070	AMD-P	93-06-095	246-227-050	NEW-P	93-19-048
246-11-310	NEW-P	93-04-102	246-130-070	AMD-W	93-11-006	246-227-060	NEW-P	93-19-048
246-11-310	NEW	93-08-003	246-201-005	NEW-W	93-11-075	246-227-070	NEW-P	93-19-048
246-11-320	NEW-P	93-04-102	246-203-005	NEW-W	93-11-075	246-227-080	NEW-P	93-19-048
246-11-320	NEW	93-08-003	246-205-005	NEW-W	93-11-075	246-227-090	NEW-P	93-19-048 93-19-048
246-11-330	NEW-P	93-04-102	246-215-005	NEW-W	93-11-075	246-227-095 246-227-100	NEW-P NEW-P	93-19-048
246-11-330	NEW	93-08-003	246-217-005	NEW-W AMD-P	93-11-075 93-19-048	246-227-100	NEW-P	93-19-04
246-11-340	NEW-P NEW	93-04-102 93-08-003	246-220-002 246-220-007	AMD-P	93-19-048	246-227-130	NEW-P	93-19-04
246-11-340 246-11-350	NEW-P	93-04-102	246-220-007	AMD-P	93-19-048	246-227-150	NEW-P	93-19-04
246-11-350	NEW	93-08-003	246-220-080	AMD-P	93-19-048	246-227-170	NEW-P	93-19-04
246-11-360	NEW-P	93-04-102	246-220-090	AMD-P	93-19-048	246-235-055	NEW-P	93-19-04
246-11-360	NEW	93-08-003	246-220-120	AMD-P	93-19-048	246-235-130	AMD-P	93-19-04
246-11-370	NEW-P	93-04-102	246-220-130	AMD-P	93-19-048	246-239-020	AMD-P	93-19-04
246-11-370	NEW	93-08-003	246-221-001	AMD-P	93-19-048	246-239-022	NEW-P AMD-P	93-19-04 93-19-04
246-11-380	NEW-P	93-04-102	246-221-005	NEW-P AMD-P	93-19-048 93-19-048	246-239-030 246-239-035	NEW-P	93-19-04
246-11-380 246-11-390	NEW NEW-P	93-08-003 93-04-102	246-221-010 246-221-015	NEW-P	93-19-048	246-239-050	AMD-P	93-19-04
246-11-390 246-11-390	NEW-P	93-04-102	246-221-013	AMD-P	93-19-048	246-239-070	AMD-P	93-19-04
246-11-400	NEW-P	93-04-102	246-221-030	AMD-P	93-19-048	246-239-080	AMD-P	93-19-04
246-11-400	NEW	93-08-003	246-221-040	AMD-P	93-19-048	246-239-090	AMD-P	93-19-04
246-11-420	NEW-P	93-04-102	246-221-050	AMD-P	93-19-048	246-239-100	AMD-P	93-19-04
246-11-420	NEW	93-08-003	246-221-055	NEW-P	93-19-048	246-240-020	AMD-P	93-19-04 93-19-04
246-11-430	NEW-P	93-04-102	246-221-060	AMD-P	93-19-048	246-243-010 246-243-020	AMD-P AMD-P	93-19-04
246-11-430	NEW	93-08-003	246-221-070	AMD-P AMD-P	93-19-048 93-19-048	246-243-040	AMD-P	93-19-04
246-11-440	NEW-P NEW	93-04-102 93-08-003	246-221-080 246-221-090	AMD-P AMD-P	93-19-048	246-243-070	AMD-P	93-19-04
246-11-440 246-11-450	NEW-P	93-04-102	246-221-100	AMD-P	93-19-048	246-243-080	AMD-P	93-19-04
4-40-11 -4 JU	ME 44-L)J-07-102	, 210 221 100	(201				
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WAC #		WSR #	WAC #		WSR #	WAC #		WSR #
246 242 000	AMD D	93-19-048	246 200 210	AMD	02.00.011	246 200 606	MENT	00.01.100
246-243-090 246-243-100	AMD-P AMD-P	93-19-048	246-290-310 246-290-320	AMD AMD-P	93-08-011 93-04-122	246-290-696	NEW-P	93-04-122
246-243-110	AMD-P	93-19-048	246-290-320	AMD-F	93-04-122	246-290-696 246-293-440	NEW REP-P	93-08-011 93-08-071
246-243-120	AMD-P	93-19-048	246-290-330	AMD-P	93-04-122	246-293-440	REP	93-13-005
246-243-130	AMD-P	93-19-048	246-290-330	AMD	93-08-011	246-294-001	NEW	93-03-047
246-243-140	AMD-P	93-19-048	246-290-400	REP-P	93-04-122	246-294-010	NEW	93-03-047
246-243-150	AMD-P	93-19-048	246-290-400	REP	93-08-011	246-294-020	NEW	93-03-047
246-243-160	AMD-P	93-19-048	246-290-420	AMD-P	93-04-122	246-294-030	NEW	93-03-047
246-243-170	AMD-P	93-19-048	246-290-420	AMD	93-08-011	246-294-040	NEW	93-03-047
246-243-180	AMD-P	93-19-048	246-290-440	AMD-P	93-04-122	246-294-050	NEW	93-03-047
246-243-190	AMD-P	93-19-048	246-290-440	AMD	93-08-011	246-294-060	NEW	93-03-047
246-243-195	NEW-P	93-19-048	246-290-450	REP-P	93-04-122	246-294-070	NEW	93-03-047
246-243-200	AMD-P	93-19-048	246-290-450	REP	93-08-011	246-294-080	NEW	93-03-047
246-243-205	NEW-P	93-19-048	246-290-470	AMD-P	93-04-122	246-294-090	NEW	93-03-047
246-243-210	AMD-P	93-19-048 93-19-048	246-290-470	AMD B	93-08-011	246-294-100	NEW	93-03-047
246-243-220 246-243-230	AMD-P AMD-P	93-19-048	246-290-480 246-290-480	AMD-P AMD	93-04-122 93-08-011	246-310-280	AMD-P	93-08-070
246-243-240	AMD-P	93-19-048	246-290-601	NEW-P	93-04-122	246-310-280 246-310-381	AMD NEW-E	93-13-015
246-250-001	AMD-P	93-19-048	246-290-601	NEW	93-08-011	246-316-020	AMD-W	93-13-044 93-04 - 091
246-252-030	AMD-P	93-19-048	246-290-610	NEW-P	93-04-122	246-316-020	AMD-W	93-08-078
246-254-053	AMD-P	93-08-069	246-290-610	NEW	93-08-011	246-316-020	AMD	93-16-030
246-254-053	AMD	93-13-019	246-290-620	NEW-P	93-04-122	246-316-040	AMD-W	93-04-091
246-254-070	AMD-P	93-08-069	246-290-620	NEW	93-08-011	246-316-040	AMD-P	93-08-078
246-254-070	AMD	93-13-019	246-290-630	NEW-P	93-04-122	246-316-040	AMD	93-16-030
246-254-080	AMD-P	93-08-069	246-290-630	NEW	93-08-011	246-316-045	NEW-W	93-04-091
246-254-080	AMD	93-13-019	246-290-632	NEW-P	93-04-122	246-316-045	NEW-P	93-08-078
246-254-090	AMD-P	93-08-069	246-290-632	NEW	93-08-011	246-316-045	NEW	93-16-030
246-254-090	AMD	93-13-019	246-290-634	NEW-P	93-04-122	246-316-050	AMD-W	93-04-091
246-254-100	AMD-P	93-08-069	246-290-634	NEW	93-08-011	246-316-050	AMD-P	93-08-078
246-254-100 246-254-120	AMD AMD-P	93-13-019 93-08-069	246-290-636 246-290-636	NEW-P	93-04-122	246-316-050	AMD	93-16-030
246-254-120	AMD-P	93-13-019	246-290-638	NEW . NEW-P	93-08-011 93-04-122	246-316-240 246-316-240	AMD-E	93-12-004
246-260-005	NEW-W	93-11-075	246-290-638	NEW-F	93-08-011	246-316-240	AMD-P AMD-E	93-19-060
246-262-005	NEW-W	93-11-075	246-290-639	NEW-P	93-04-122	246-316-260	AMD-E	93-19-062 93-12-004
246-264-005	NEW-W	93-11-075	246-290-639	NEW	93-08-011	246-316-260	AMD-P	93-19-060
246-282-005	NEW-W	93-11-075	246-290-640	NEW-P	93-04-122	246-316-260	AMD-E	93-19-062
246-282-990	AMD-P	93-13-125	246-290-640	NEW	93-08-011	246-318-010	AMD	93-07-011
246-282-990	AMD	93-17-096	246-290-650	NEW-P	93-04-122	246-318-040	AMD-W	93-04-091
246-290-001	AMD-P	93-04-122	246-290-650	NEW	93-08-011	246-318-040	AMD-P	93-08-078
246-290-001	AMD	93-08-011	246-290-652	NEW-P	93-04-122	246-318-040	AMD	93-16-030
246-290-010	AMD-P	93-04-122	246-290-652	NEW	93-08-011	246-318-042	NEW-W	93-04-091
246-290-010	AMD	93-08-011	246-290-654	NEW-P	93-04-122	246-318-042	NEW-P	93-08-078
246-290-020	AMD-P	93-04-122	246-290-654	NEW	93-08-011	246-318-042	NEW	93-16-030
246-290-020	AMD B	93-08-011	246-290-660	NEW-P	93-04-122	246-318-500	AMD	93-07-011
246-290-030 246-290-030	AMD-P AMD	93-04-122 93-08-011	246-290-660 246-290-662	NEW NEW-P	93-08-011 93-04-122	246-318-510 246-318-520	AMD	93-07-011
246-290-030	AMD-P	93-04-122	246-290-662	NEW	93-04-122	246-318-530	AMD AMD	93-07-011 93-07-011
246-290-040	AMD	93-08-011	246-290-664	NEW-P	93-04-122	246-318-540	AMD	93-07-011
246-290-050	AMD-P	93-04-122	246-290-664	NEW	93-08-011	246-318-550	AMD	93-07-011
246-290-050	AMD	93-08-011	246-290-666	NEW-P	93-04-122	246-318-560	AMD	93-07-011
246-290-060	AMD-P	93-04-122	246-290-666	NEW	93-08-011	246-318-570	AMD	93-07-011
246-290-060	AMD	93-08-011	246-290-668	NEW-P	93-04-122	246-318-580	AMD	93-07-011
246-290-100	AMD-P	93-04-122	246-290-668	NEW	93-08-011	246-318-590	AMD	93-07-011
246-290-100	AMD	93-08-011	246-290-670	NEW-P	93-04-122	246-318-600	AMD	93-07-011
246-290-110	AMD-P	93-04-122	246-290-670	NEW	93-08-011	246-318-610	AMD	93-07-011
246-290-110	AMD	93-08-011	246-290-672	NEW-P	93-04-122	246-318-620	AMD	93-07-011
246-290-120	AMD-P	93-04-122	246-290-672	NEW	93-08-011	246-318-630	AMD	93-07-011
246-290-120	AMD	93-08-011	246-290-674	NEW-P	93-04-122	246-318-640	AMD	93-07-011
246-290-130	AMD-P	93-04-122	246-290-674	NEW	93-08-011	246-318-650	AMD	93-07-011
246-290-130 246-290-135	AMD NEW-P	93-08-011 93-04-122	246-290-676 246-290-676	NEW-P NEW	93-04-122	246-318-660	AMD	93-07-011
246-290-135	NEW-P	93-04-122	246-290-678	NEW-P	93-08-011 93-04-122	246-318-670 246-318-680	AMD AMD	93-07-011 93-07-011
246-290-200	AMD-P	93-04-122	246-290-678	NEW	93-08-011	246-318-690	AMD	
246-290-200	AMD-F AMD	93-04-122	246-290-680	NEW-P	93-04-122	246-318-700	AMD AMD	93-07-011 93-07-011
246-290-210	REP-P	93-04-122	246-290-680	NEW	93-08-011	246-318-710	AMD	93-07-011
246-290-210	REP	93-08-011	246-290-686	NEW-P	93-04-122	246-318-720	AMD	93-07-011
246-290-230	AMD-P	93-04-122	246-290-686	NEW	93-08-011	246-318-730	AMD	93-07-011
246-290-230	AMD	93-08-011	246-290-690	NEW-P	93-04-122	246-318-740	AMD	93-07-011
246-290-250	AMD-P	93-04-122	246-290-690	NEW	93-08-011	246-318-750	AMD	93-07-011
246-290-250	AMD	93-08-011	246-290-692	NEW-P	93-04-122	246-318-760	AMD	93-07-011
246-290-300	AMD-P	93-04-122	246-290-692	NEW	93-08-011	246-318-770	AMD	93-07-011
246-290-300	AMD	93-08-011	246-290-694	NEW-P	93-04-122	246-318-780	AMD	93-07-011
246-290-310	AMD-P	93-04-122	l 246-290-694	NEW	93-08-011	246-318-790	AMD	93-07-011

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WAC #		WSR #	WAC #		WSR #	WAC#		WSR #
246-318-799	REP	93-07-011	246-340-040	REP-E	93-14-034	246-520-010	REP-P	93-16-099
246-318-799	AMD	93-07-011	246-340-040	REP-P	93-14-035	246-520-020	REP-P	93-16-099
246-318-810	AMD	93-07-011	246-340-040	REP	93-19-109	246-520-030	REP-P	93-16-099
246-318-820	AMD	93-07-011	246-340-050	REP-E	93-14-034	246-520-040	REP-P	93-16-099
246-318-830	AMD	93-07-011	246-340-050	REP-P	93-14-035	246-520-050	REP-P	93-16-099
246-318-840	AMD	93-07-011	246-340-050	REP	93-19-109	246-520-060	REP-P	93-16-099
246-318-850	AMD	93-07-011	246-340-060	REP-E	93-14-034	246-520-070	REP-P	93-16-099
246-318-860	AMD	93-07-011	246-340-060	REP-P	93-14-035	246-610-005	NEW-W	93-11-07:
246-318-870	AMD	93-07-011	246-340-060	REP	93-19-109	246-650-005	NEW-W	93-11-075
246-318-99902	AMD	93-07-011	246-340-070	REP-E	93-14-034	246-680-005	NEW-W	93-11-075 93-11-075
246-321-018	NEW-W	93-04-091	246-340-070	REP-P REP	93-14-035 93-19-109	246-760-005 246-762-005	NEW-W NEW-W	93-11-07:
246-321-018 246-321-018	NEW-P NEW	93-08-078 93-16-030	246-340-070 246-340-080	REP-E	93-14-034	246-806-075	NEW-P	93-16-100
246-323-022	NEW-W	93-10-030	246-340-080	REP-P	93-14-035	246-806-075	NEW	93-20-06
246-323-022	NEW-P	93-08-078	246-340-080	REP	93-19-109	246-806-090	AMD-P	93-06-090
246-323-022	NEW	93-16-030	246-340-085	NEW-W	93-04-091	246-806-090	AMD-W	93-09-054
246-325-022	NEW-W	93-04-091	246-340-085	NEW-P	93-08-078	246-806-090	AMD-P	93-16-100
246-325-022	NEW-P	93-08-078	246-340-085	NEW	93-16-030	246-806-090	AMD-W	93-20-062
246-325-022	NEW	93-16-030	246-340-090	REP-E	93-14-034	246-806-091	NEW-P	93-16-100
246-327-090	NEW-W	93-04-091	246-340-090	REP-P	93-14-035	246-806-091	AMD-W	93-20-062
246-327-090	NEW-P	93-08-078	246-340-090	REP	93-19-109	246-806-092	NEW-P	93-16-100 93-20-062
246-327-090	NEW	93-16-030	246-340-100 246-340-100	REP-E REP-P	93-14-034 93-14-035	246-806-092 246-806-100	AMD-W AMD-P	93-20-002
246-327-990 246-327-990	AMD-E AMD-P	93-14-093 93-17-045	246-340-100	REP-P	93-14-033	246-806-100	AMD-F AMD	93-09-05:
246-327-990	NEW-W	93-17-043	246-340-110	REP-E	93-14-034	246-806-110	AMD-P	93-06-090
246-329-035	NEW-P	93-08-078	246-340-110	REP-P	93-14-035	246-806-110	AMD	93-09-05
246-329-035	NEW	93-16-030	246-340-110	REP	93-19-109	246-806-130	AMD-P	93-06-090
246-331-100	NEW-W	93-04-091	246-340-990	REP-E	93-14-034	246-806-130	AMD	93-09-05
246-331-100	NEW-P	93-08-078	246-340-990	REP-P	93-14-035	246-806-140	AMD-P	93-06-090
246-331-100	NEW	93-16-030	246-340-990	REP	93-19-109	246-806-140	AMD	93-09-05:
246-331-990	AMD-E	93-14-093	246-358-001	AMD	93-03-032	246-806-150	REP-P	93-06-090
246-331-990	AMD-P	93-17-045	246-358-001	AMD-E AMD-P	93-07-052 93-07-106	246-806-150 246-806-160	REP AMD-P	93-09-05: 93-06-090
246-336-100	NEW-W NEW-P	93-04-091 93-08-078	246-358-001 246-358-001	AMD-P	93-12-043	246-806-160	AMD-F	93-09-05:
246-336-100 246-336-100	NEW-P	93-16-030	246-358-010	AMD .	93-03-032	246-806-190	AMD-P	93-06-090
246-336-990	AMD-E	93-14-093	246-358-020	NEW	93-03-032	246-806-190	AMD	93-09-05
246-336-990	AMD-P	93-17-045	246-358-025	AMD	93-03-031	246-807-210	AMD-P	93-14-09
246-338-010	AMD-P	93-14-036	246-358-030	NEW	93-03-031	246-807-210	AMD-C	93-17-09
246-338-010	AMD	93-18-091	246-358-035	REP	93-03-032	246-807-280	AMD-P	93-14-09
246-338-020	AMD-P	93-14-036	246-358-045	AMD	93-03-032	246-807-280	AMD-C	93-17-09
246-338-020	AMD	93-18-091	246-358-055	AMD	93-03-032	246-807-290 246-807-290	AMD-P	93-14-09- 93-17-09-
246-338-030	AMD-P	93-14-036 93-18-091	246-358-065 246-358-075	AMD AMD	93-03-032 93-03-032	246-807-311	AMD-C NEW-P	93-17-09
246-338-030 246-338-040	AMD AMD-P	93-18-091	246-358-085	AMD	93-03-032	246-807-311	NEW-C	93-17-09
246-338-040	AMD	93-18-091	246-358-095	AMD	93-03-032	246-807-320	AMD-P	93-14-09
246-338-050	AMD-P	93-14-036	246-358-105	AMD	93-03-032	246-807-320	AMD-C	93-17-09
246-338-050	AMD	93-18-091	246-358-115	AMD	93-03-032	246-807-395	NEW-E	93-10-00
246-338-060	AMD-P	93-14-036	246-358-125	AMD	93-03-032	246-807-395	NEW-P	93-14-09
246-338-060	AMD	93-18-091	246-358-135	AMD	93-03-032	246-807-395	NEW-C	93-17-09
246-338-070	AMD-P	93-14-036	246-358-140	NEW	93-03-032	246-807-395	NEW-E	93-18-01
246-338-070	AMD	93-18-091	246-358-145	AMD	93-03-032 93-03-032	246-807-396 246-807-396	NEW-E NEW-P	93-10-00 93-14-09
246-338-080	AMD-P AMD	93-14-036 93-18-091	246-358-155 246-358-165	AMD AMD	93-03-032	246-807-396	NEW-C	93-14-09
246-338-080 246-338-090	AMD-P	93-14-036	246-358-175	AMD	93-03-032	246-807-396	NEW-E	93-17-03
246-338-090	AMD	93-18-091	246-358-990	AMD	93-03-031	246-807-500	NEW-P	93-14-09
246-338-100	AMD-P	93-14-036	246-360-005	NEW-W	93-11-075	246-807-500	NEW-C	93-17-09
246-338-100	AMD	93-18-091	246-374-005	NEW-W	93-11-075	246-807-510	NEW-P	93-14-09
246-338-110	AMD-P	93-14-036	246-376-005	NEW-W	93-11-075	246-807-510	NEW-C	93-17-09
246-338-110	AMD	93-18-091	246-378-005	NEW-W	93-11-075	246-807-520	NEW-P	93-14-09
246-338-990	AMD-P	93-14-036	246-388-070	AMD-W	93-04-091	246-807-520	NEW-C	93-17-09
246-338-990	AMD	93-18-091	246-388-070	AMD-P	93-08-078	246-807-530	NEW-P	93-14-09
246-340-001	REP-E	93-14-034	246-388-070	AMD NEW-W	93-16-030 93-04-091	246-807-530 246-810-020	NEW-C AMD-P	93-17-09 93-10-07
246-340-001 246-340-001	REP-P REP	93-14-035 93-19-109	246-388-072 246-388-072	NEW-W NEW-P	93-04-091	246-810-020	AMD-P	93-10-07
246-340-001	REP-E	93-14-034	246-388-072	NEW-F	93-16-030	246-810-990	AMD-P	93-14-01
246-340-010	REP-E	93-14-035	246-420-005	NEW-W	93-11-075	246-810-990	AMD	93-14-01
246-340-010	REP	93-14-033	246-490-100	NEW-E	93-18-037	246-815-100	AMD	93-06-04
246-340-020	REP-E	93-14-034	246-490-100	NEW-P	93-18-090	246-815-990	AMD-P	93-12-12
246-340-020	REP-P	93-14-035	246-490-110	NEW-E	93-18-037	246-815-990	AMD	93-16-07
246-340-020	REP	93-19-109	246-490-110	NEW-P	93-18-090	246-816-220	AMD-P	93-08-10
246-340-030	REP-E	93-14-034	246-491-005	NEW-W	93-11-075	246-816-220	AMD-W	93-13-01
246-340-030	REP-P	93-14-035	246-520-001	REP-P	93-16-099	246-816-225	NEW-P	93-08-10
246-340-030	REP	93-19-109	246-520-005	NEW-W	93-11-075	246-816-225	NEW-W	93-13-01

Table [22]

WAC #		WSR #	WAC #		WSR #	WAC #		WSR #
246 016 225	NEW D	02.16.020	246 020 115					
246-816-225	NEW-P	93-16-028	246-839-115	NEW	93-11-007	246-849-240	NEW	93-10-008
246-816-225 246-816-370	NEW AMD-P	93-19-111 93-16-029	246-839-350 246-839-360	AMD-P AMD-P	93-16-098	246-849-250	NEW-P	93-03-046
246-816-370	AMD-F AMD	93-19-112	246-839-400	AMD-P	93-16-098	246-849-250	NEW	93-10-008
246-818-120	AMD	93-07-108	246-839-410	AMD-P	93-16-098 93-16-098	246-849-260 246-849-260	NEW-P NEW	93-03-046
246-818-130	AMD-S	93-07-107	246-839-420	AMD-P	93-16-098	246-849-260	NEW-P	93-10-008
246-818-130	AMD	93-12-005	246-839-745	NEW-P	93-16-097	246-849-270	NEW-P	93-03-046 93-10-008
246-818-140	AMD	93-07-108	246-839-745	NEW	93-20-113	246-849-990	AMD-P	93-10-008
246-824-040	AMD-P	93-10-040	246-839-990	AMD-P	93-08-080	246-849-990	AMD	93-14-011
246-824-040	AMD	93-14-011	246-839-990	AMD	93-12-125	246-851-110	AMD-P	93-08-079
246-824-071	NEW-P	93-10-040	246-843-001	AMD-P	93-08-105	246-851-110	AMD	93-18-092
246-824-071	NEW	93-14-011	246-843-001	AMD	93-13-004	246-851-270	REVIEW	93-03-030
246-824-072	NEW-P	93-10-040	246-843-010	AMD-P	93-08-105	246-851-360	REVIEW	93-03-030
246-824-072	NEW	93-14-011	246-843-010	AMD	93-13-004	246-851-360	AMD-P	93-08-079
246-824-073	NEW-P	93-10-040	246-843-080	AMD-P	93-19-149	246-851-360	AMD	93-18-092
246-824-073	NEW	93-14-011	246-843-090	AMD-P	93-08-105	246-851-520	REVIEW	93-03-030
246-824-200	NEW-P	93-02-066	246-843-090	AMD	93-13-004	246-851-530	REVIEW	93-03-030
246-824-200	NEW-W	93-16-023	246-843-090	AMD-P	93-19-149	246-851-530	REP-P	93-08-079
246-824-210	NEW-P	93-02-066	246-843-158	NEW-P	93-19-149	246-851-530	REP	93-18-092
246-824-210 246-824-220	NEW-W NEW-P	93-16-023 93-02-066	246-843-180 246-843-180	AMD-P	93-08-105	246-851-540	NEW-P	93-08-079
246-824-220	NEW-P	93-16-023	246-843-180	AMD	93-13-004	246-851-550	NEW-P	93-08-079
246-824-220	NEW-W	93-10-023	246-843-205	AMD-P AMD	93-08-105	246-851-560	NEW-P	93-08-079
246-824-230	NEW-W	93-16-023	246-843-340	NEW-P	93-13-004	246-853-020	AMD-P	93-17-095
246-824-240	NEW-P	93-02-066	246-843-990	AMD-P	93-19-149 93-10-071	246-853-190 246-853-275	AMD-P NEW-P	93-17-095
246-824-240	NEW-W	93-16-023	246-843-990	AMD-F	93-14-011	246-854-020		93-17-095
246-824-990	AMD-P	93-10-023	246-845-020	REP-P	93-14-011	246-854-030	AMD-P AMD-P	93-17-095 93-17-095
246-824-990	AMD	93-14-011	246-845-020	REP	93-14-011	246-854-040	AMD-P	93-17-095
246-828-005	NEW	93-07-009	246-845-030	REP-P	93-10-039	246-854-050	AMD-P	93-17-095
246-828-340	AMD	93-07-010	246-845-030	REP	93-14-011	246-854-060	AMD-P	93-17-095
246-828-400	NEW	93-07-008	246-845-040	REP-P.	93-10-039	246-854-080	AMD-P	93-17-095
246-828-410	NEW	93-07-008	246-845-040	REP	93-14-011	246-854-090	AMD-P	93-17-095
246-828-420	NEW	93-07-008	246-845-050	NEW-P	93-10-039	246-854-100	REP-P	93-17-095
246-828-430	NEW	93-07-008	246-845-050	NEW	93-14-011	246-854-110	NEW-P	93-17-095
246-838-500	NEW	93-07-007	246-845-060	NEW-P	93-10-039	246-854-115	NEW-P	93-17-095
246-828-510	NEW	93-07-007	246-845-060	NEW	93-14-011	246-857-020	REP	93-04-017
246-828-520	NEW	93-07-007	246-845-070	NEW-P	93-10-039	246-857-030	REP	93-04-017
246-828-530	NEW	93-07-007	246-845-070	NEW	93-14-011	246-857-040	REP	93-04-017
246-828-540	NEW	93-07-007	246-845-080	NEW-P	93-10-039	246-857-050	REP	93-04-017
246-828-550	NEW	93-07-007	246-845-080	NEW	93-14-011	246-857-060	REP	93-04-017
246-828-560	NEW	93-07-007	246-845-090	NEW-P	93-10-039	246-857-070	REP	93-04-017
246-828-570	NEW-P	93-13-145	246-845-090	NEW	93-14-011	246-857-080	REP	93-04-017
246-828-570 246-828-990	NEW AMD-P	93-17-044	246-845-100	NEW-P	93-10-039	246-857-090	REP	93-04-017
246-828-990	AMD-P	93-10-071 93-14-011	246-845-100 246-845-110	NEW D	93-14-011	246-857-100	REP	93-04-017
246-828-990	AMD-E	93-20-059	246-845-110	NEW-P NEW	93-10-039 93-14-011	246-857-110	REP	93-04-017
246-828-990	AMD-P	93-20-060	246-845-990	AMD-P	93-14-011	246-857-120 246-857-130	REP REP	93-04-017 93-04-017
246-830-460	NEW-P	93-14-133	246-845-990	AMD-1	93-14-011	246-857-140	REP	93-04-017
246-830-465	NEW-P	93-14-133	246-847-055	NEW-P	93-12-089	246-857-150	REP	93-04-017
246-830-470	NEW-P	93-14-133	246-847-055	NEW	93-18-093	246-857-160	REP	93-04-017
246-830-475	NEW-P	93-14-133	246-847-068	NEW-P	93-12-089	246-857-170	REP	93-04-017
246-830-480	NEW-P	93-14-133	246-847-068	NEW	93-18-093	246-857-180	REP	93-04-017
246-830-485	NEW-P	93-14-133	246-847-070	AMD-P	93-12-089	246-857-190	REP	93-04-017
246-830-486	NEW-P	93-14-133	246-847-070	AMD	93-18-093	246-857-200	REP	93-04-017
246-830-990	AMD-P	93-10-071	246-847-080	AMD-P	93-12-089	246-857-210	REP	93-04-017
246-830-990	AMD	93-14-011	246-847-080	AMD	93-18-093	246-857-220	REP	93-04-017
246-836-990	AMD-P	93-10-071	246-847-115	AMD-P	93-12-089	246-857-230	REP	93-04-017
246-836-990	AMD	93-14-011	246-847-115	AMD	93-18-093	246-857-240	REP	93-04-017
246-838-050	AMD-P	93-16-101	246-847-125	NEW-P	93-12-089	246-857-250	REP	93-04-017
246-838-090	AMD-P	93-16-101	246-847-125	NEW	93-18-093	246-857-260	REP	93-04-017
246-838-110	AMD-P	93-16-101	246-847-130	AMD-P	93-12-089	246-857-270	REP	93-04-017
246-838-120	AMD	93-04-080	246-847-130	AMD	93-18-093	246-857-280	REP	93-04-017
246-838-120	AMD-P	93-16-101	246-847-200	AMD-P	93-12-089	246-857-290	REP	93-04-017
246-838-121	NEW-P	93-16-101	246-847-200	AMD NEW D	93-18-093	246-857-300	REP	93-04-017
246-838-130 246-838-270	AMD-P AMD-P	93-16-101 93-16-101	246-849-200 246-849-200	NEW-P	93-03-046	246-857-310	REP	93-04-017
246-838-270	REP-P	93-16-101	246-849-200	NEW NEW-P	93-10-008 93-03-046	246-857-320 246-857-330	REP	93-04-017
246-838-330	NEW	93-16-101	246-849-210	NEW-P NEW	93-10-008	246-857-340	REP REP	93-04-017
246-838-340	NEW-P	93-16-101	246-849-220	NEW-P	93-03-046	246-863-050	AMD-P	93-04-017 93-04-101
246-838-350	NEW-P	93-16-101	246-849-220	NEW	93-10-008	246-863-050	AMD-P	93-04-101
246-838-360	NEW-P	93-16-101	246-849-230	NEW-P	93-03-046	246-863-130	NEW-W	93-10-007
246-838-990	AMD	93-07-023	246-849-230	NEW	93-10-008	246-865-060	AMD-P	93-19-110
246-839-115	NEW-P	93-06-091	246-849-240	NEW-P	93-03-046	246-869-245	NEW-W	93-07-051

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Table

WAC #		WSR #	WAC #		WSR #	WAC #		WSR #
		-	246.024.060	AND	02.07.002	246 022 000	AMD	02.00.022
246-883-030	AMD	93-05-046	246-924-060	AMD	93-06-092	246-933-990	AMD AMD-P	93-08-028 93-10-071
246-886-030	AMD-E	93-17-004	246-924-065	NEW-P	93-02-065 93-06-092	246-933-990 246-933-990	AMD-P	93-10-071
246-886-030	AMD-P	93-19-151	246-924-065 246-924-070	NEW AMD-P	93-04-014	246-935-960	AMD-P	93-14-011
246-887-132	NEW-P	93-08-108 93-14-037	246-924-070	AMD-F AMD-E	93-06-023	246-935-060	AMD-F AMD	93-12-126
246-887-132 246-887-160	NEW AMD	93-14-037	246-924-070	AMD	93-07-078	246-935-070	AMD-P	93-04-079
246-887-160	AMD-P	93-08-109	246-924-100	AMD-P	93-16-074	246-935-070	AMD	93-08-029
246-887-160	AMD	93-14-038	246-924-100	AMD-E	93-16-075	246-935-080	REP-P	93-04-079
246-901-030	AMD-P	93-08-107	246-924-350	REP-P	93-02-067	246-935-080	REP	93-08-029
246-901-030	AMD-W	93-13-039	246-924-350	REP	93-07-036	246-935-125	AMD-P	93-04-079
246-901-035	NEW-P	93-12-123	246-924-351	NEW-P	93-02-067	246-935-125	AMD	93-08-029
246-901-060	AMD-P	93-08-107	246-924-351	NEW	93-07-036	246-935-990	AMD-P	93-10-071
246-901-060	AMD	93-17-097	246-924-352	NEW-P	93-02-067	246-935-990	AMD	93-14-011
246-901-065	NEW-P	93-08-107	246-924-352	NEW	93-07-036	246-976-470	AMD-P	93-13-124 93-20-063
246-901-065	NEW	93-17-097	246-924-353	NEW-P NEW	93-02-067 93-07-036	246-976-470 246-976-510	AMD AMD-P	93-20-063
246-903-010	AMD	93-04-016	246-924-353 246-924-354	NEW-P	93-02-067	246-976-510	AMD	93-20-063
246-903-020 246-907-030	AMD AMD	93-04-016 93-05-045	246-924-354	NEW-F	93-07-036	246-976-520	AMD-P	93-13-124
246-907-030	AMD-P	93-12-003	246-924-355	NEW-P	93-02-067	246-976-520	AMD	93-20-063
246-907-030	AMD-1	93-12-005	246-924-355	NEW	93-07-036	246-976-560	AMD-P	93-13-124
246-915-020	AMD	93-04-081	246-924-356	NEW-P	93-02-067	246-976-560	AMD	93-20-063
246-915-040	AMD-P	93-20-058	246-924-356	NEW	93-07-036	246-976-600	AMD-P	93-13-124
246-915-050	AMD-P	93-20-058	246-924-357	NEW-P	93-02-067	246-976-600	AMD	93-20-063
246-915-078	NEW-P	93-20-058	246-924-357	NEW	93-07-036	246-976-610	AMD-P	93-13-124
246-915-085	NEW-P	93-20-058	246-924-358	NEW-P	93-02-067	246-976-610	AMD	93-20-063
246-915-080	AMD	93-04-081	246-924-358	NEW	93-07-036	246-976-650	AMD-P	93-13-124
246-915-085	NEW-W	93-04-082	246-924-359	NEW-P	93-02-067	246-976-650	AMD	93-20-063
246-915-090	AMD-P	93-20-058	246-924-359	NEW	93-07-036	246-976-680	AMD-P	93-13-124
246-915-120	AMD	93-04-081	246-924-360	REP-P REP	93-02-067 93-07-036	246-976-680 246-976-720	AMD AMD-P	93-20-063 93-13-124
246-915-120	AMD-P	93-20-058 93-04-082	246-924-360 246-924-361	NEW-P	93-02-067	246-976-720	AMD	93-20-063
246-915-140 246-915-140	AMD-W AMD-P	93-20-058	246-924-361	NEW	93-07-036	246-976-730	AMD-P	93-13-124
246-915-145	NEW-W	93-04-082	246-924-363	NEW-P	93-02-067	246-976-730	AMD	93-20-063
246-915-160	AMD-P	93-20-058	246-924-363	NEW	93-07-036	246-976-770	AMD-P	93-13-124
246-915-340	NEW-P	93-20-058	246-924-364	NEW-P	93-02-067	246-976-770	AMD	93-20-063
246-917-100	AMD-P	93-17-043	246-924-364	NEW	93-07-036	246-976-780	AMD-P	93-13-124
246-917-110	AMD-P	93-17-043	246-924-365	NEW-P	93-02-067	246-976-780	AMD	93-20-063
246-917-120	AMD-P	93-17-043	246-924-365	NEW	93-07-036	246-976-790	AMD-P	93-13-124
246-917-121	AMD-P	93-05-047	246-924-366	NEW-P	93-02-067	246-976-790	AMD	93-20-063
246-917-121	AMD	93-11-008	246-924-366	NEW	93-07-036	246-976-810	AMD-P AMD	93-13-124 93-20-063
246-917-220	NEW-P	93-17-043 93-11-073	246-924-367 246-924-367	NEW-P NEW	93-02-067 93-07-036	246-976-810 246-976-820	AMD-P	93-13-124
246-917-990	AMD-W AMD-P	93-11-073	246-924-370	REP-P	93-07-030	246-976-820	AMD	93-20-063
246-917-990 246-917-990	AMD-P	93-12-124	246-924-370	REP	93-07-036	246-976-830	NEW-P	93-13-124
246-917-990	AMD-E	93-16-102	246-924-380	REP-P	93-02-067	246-976-830	NEW	93-20-063
246-918-005	AMD-P	93-17-042	246-924-380	REP	93-07-036	246-976-840	NEW-P	93-13-124
246-918-009	NEW-P	93-17-042	246-924-390	REP-P	93-02-067	246-976-840	NEW	93-20-063
246-918-250	AMD-P	93-17-042	246-924-390	REP	93-07-036	246-976-850	NEW-P	93-13-124
246-918-260	AMD-P	93-05-047	246-924-400	REP-P	93-02-067	246-976-850	NEW	93-20-063
246-918-260	AMD	93-11-008	246-924-400	REP	93-07-036	246-976-860	NEW-P	93-13-124
246-922-032	NEW-P	93-19-150	246-924-410	REP-P	93-02-067	246-976-860	NEW AMD P	93-20-063 93-13-124
246-922-033	NEW-P	93-19-150 93-08-082	246-924-410 246-924-420	REP REP-P	93-07-036 93-02-067	246-976-990 246-976-990	AMD-P AMD	93-13-124
246-922-035	NEW-P		246-924-420	REP-P	93-02-067	248-14-001	AMD-P	93-18-022
246-922-035 246-922-100	NEW AMD-P	93-18-036 93-19-150	246-924-420	REP-P	93-02-067	248-14-071	REP-P	93-18-022
246-922-110	REP-P	93-19-150	246-924-430	REP	93-07-036	248-14-075	NEW-P	93-18-022
246-922-110	AMD-P	93-19-150	246-924-440	REP-P	93-02-067	248-14-080	AMD-P	93-18-022
246-922-220	REP-P	93-19-150	246-924-440	REP	93-07-036	248-14-240	AMD-P	93-18-022
246-922-235	NEW-P	93-08-082	246-924-450	REP-P	93-02-067	248-14-249	AMD-P	93-18-022
246-922-235	NEW	93-18-036	246-924-450	REP	93-07-036	250-18-010	AMD-P	93-16-076
246-922-250	REP-P	93-19-150	246-924-475	NEW-P	93-11-038	250-18-010	AMD	93-20-004
246-922-260	AMD-P	93-19-150	246-924-475	NEW-E	93-12-042	250-18-020	AMD-P	93-16-076
246-922-275	NEW-P	93-08-082	246-924-475	NEW	93-16-027	250-18-020	AMD	93-20-004
246-922-275	NEW	93-18-036	246-930-499	AMD-P	93-10-072	250-18-050	AMD-P	93-16-076
246-922-300	AMD-P	93-19-150	246-930-499	AMD	93-14-095	250-18-050	AMD B	93-20-004
246-922-310	AMD-P	93-19-150	246-933-010	AMD-P	93-04-079	250-18-060	AMD-P AMD	93-16-076 93-20-004
246-924-040	AMD-P	93-02-065	246-933-010	AMD NEW-P	93-08-029 93-04-079	250-18-060 250-20-011	AMD-P	93-20-004
246-924-040	AMD B	93-06-092	246-933-180 246-933-180	NEW-P	93-04-079	250-20-011	AMD-P AMD-E	93-03-087
246-924-050 246-924-050	AMD-P AMD	93-02-065 93-06-092	246-933-180	NEW-P	93-13-052	250-20-011	AMD-L AMD	93-08-010
Z4U-7Z4-U.JU			1		,	I	AMD-P	93-03-087
	NEW-D	Q3_02_065	1 246-933-980	AMD-P	9.3-04-079	250-20-015	AMD-r	ラン・ ひン・ひり
246-924-055 246-924-055	NEW-P NEW	93-02-065 93-06-092	246-933-980 246-933-980	AMD-P AMD	93-04-079 93-08-029	250-20-015 250-20-015	AMD-F	93-03-087

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WAC #		WSR #	WAC #		WSR #	WAC#		WSR #
250-20-021	AMD-P	93-03-087	250-61-180	REP-S	93-18-027	251-04-040	AMD-E	93-14-092
250-20-021	AMD-E	93-04-070	250-62-010	NEW-P	93-12-106	251-04-040	AMD-P	93-14-092
250-20-021	AMD	93-08-010	250-62-010	NEW-S	93-18-027	251-04-040	AMD	93-19-147
250-20-031	AMD-P	93-03-087	250-62-020	NEW-P	93-12-106	251-04-050	AMD-E	93-14-092
250-20-031	AMD-E	93-04-070	250-62-020	NEW-S	93-18-027	251-04-050	AMD-P	93-16-020
250-20-031	AMD	93-08-010	250-62-030	NEW-P	93-12-106	251-04-050	AMD	93-19-147
250-20-041	AMD-P	93-03-087	250-62-030	NEW-S	93-18-027	251-06-020	AMD-E	93-14-092
250-20-041	AMD-E	93-04-070	250-62-040	NEW-P	93-12-106	251-06-020	AMD-E	93-16-020
250-20-041	AMD	93-08-010	250-62-040	NEW-S	93-18-027	251-06-020	AMD	93-19-147
250-20-051	AMD-P	93-03-087	250-62-050	NEW-P	93-12-106	251-08-005	AMD-E	93-14-092
250-20-051 250-20-051	AMD-E AMD	93-04-070 93-08-010	250-62-050 250-62-060	NEW-S NEW-P	93-18-027 93-12-106	251-08-005 251-08-005	AMD-P AMD	93-16-020 93-19-147
250-25	AMD-C	93-14-098	250-62-060	NEW-S	93-12-100	251-08-090	AMD-E	93-19-147
250-25-060	AMD-P	93-11-088	250-62-070	NEW-P	93-12-106	251-08-090	AMD-P	93-16-020
250-25-060	AMD	93-19-023	250-62-070	NEW-S	93-18-027	251-08-090	AMD	93-19-147
250-25-070	AMD-P	93-11-088	250-62-080	NEW-P	93-12-106	251-10-060	AMD-E	93-13-008
250-25-070	AMD	93-19-023	250-62-080	NEW-S	93-18-027	251-10-060	AMD-P	93-16-095
250-25-080	AMD-P	93-11-088	250-62-090	NEW-P	93-12-106	251-10-060	AMD	93-19-078
250-25-080	AMD	93-19-023	250-62-090	NEW-S	93-18-027	251-10-061	NEW-E	93-13-008
250-40	AMD-C	93-15-043	250-62-100	NEW-P	93-12-106	251-10-061	NEW-P	93-16-095
250-40-030	AMD-P AMD-E	93-11-093 93-13-034	250-62-100 250-62-110	NEW-S NEW-P	93-18-027 93-12-106	251-10-061 251-12-240	NEW	93-19-078
250-40-030 250-40-030	AMD-E	93-13-034	250-62-110	NEW-F NEW-S	93-12-106	251-12-290	AMD AMD	93-06-033 93-06-033
250-40-040	AMD-P	93-11-093	250-62-110	NEW-S	93-12-106	251-17-090	AMD-E	93-13-008
250-40-040	AMD-E	93-13-034	250-62-120	NEW-S	93-18-027	251-17-090	AMD-P	93-16-095
250-40-040	AMD	93-20-044	250-62-130	NEW-P	93-12-106	251-17-090	AMD	93-19-078
250-40-050	AMD-P	93-11-093	250-62-130	NEW-S	93-18-027	251-18-180	AMD-E	93-13-008
250-40-050	AMD-E	93-13-034	250-62-140	NEW-P	93-12-106	251-18-180	AMD-P	93-16-095
250-40-050	AMD	93-20-044	250-62-140	NEW-S	93-18-027	251-18-180	AMD	93-19-078
250-40-060	AMD-P	93-11-093	250-62-150	NEW-P	93-12-106	251-18-190	AMD-E	93-13-008
250-40-060	AMD-E	93-13-034	250-62-150	NEW-S	93-18-027	251-18-190	AMD-P	93-16-095
250-40-060	AMD	93-20-044	250-62-160	NEW-P	93-12-106	251-18-190	AMD	93-19-078
250-40-070	AMD-P AMD-E	93-11-093 93-13-034	250-62-160 250-62-170	NEW-S NEW-P	93-18-027 93-12-106	251-18-240 251-18-240	AMD-E AMD-E	93-13-008 93-14-092
250-40-070 250-40-070	AMD-E AMD	93-13-034	250-62-170	NEW-F NEW-S	93-12-100	251-18-240	AMD-E	93-14-092
250-44-050	AMD	93-07-061	250-62-180	NEW-P	93-12-106	251-18-240	AMD-P	93-16-025
250-44-110	AMD	93-07-061	250-62-180	NEW-S	93-18-027	251-18-240	AMD-W	93-19-077
250-44-130	AMD	93-07-061	250-62-190	NEW-P	93-12-106	251-18-240	AMD	93-19-147
250-61-010	REP-P	93-12-106	250-62-190	NEW-S	93-18-027	251-18-260	AMD-E	93-14-092
250-61-010	REP-S	93-18-027	250-62-200	NEW-P	93-12-106	251-18-260	AMD-P	93-16-020
250-61-020	REP-P	93-12-106	250-62-200	NEW-S	93-18-027	251-18-260	AMD	93-19-147
250-61-020	REP-S	93-18-027	250-62-210	NEW-P	93-12-106	251-18-280	AMD-E	93-14-092
250-61-030	REP-P REP-S	93-12-106	250-62-210 250-65	NEW-S	93-18-027 93-14-099	251-18-280	AMD-P	93-16-020 93-19-147
250-61-030 250-61-040	REP-P	93-18-027 93-12-106	250-65-030	AMD-C AMD-P	93-14-099	251-18-280 251-19-010	AMD AMD-E	93-19-147
250-61-040	REP-S	93-18-027	250-65-030	AMD	93-19-022	251-19-010	AMD-P	93-16-095
250-61-050	REP-P	93-12-106	250-65-040	AMD-P	93-11-089	251-19-010	AMD	93-19-078
250-61-050	REP-S	93-18-027	250-65-040	AMD	93-19-022	251-19-060	AMD-E	93-13-008
250-61-060	REP-P	93-12-106	250-65-050	AMD-P	93-11-089	251-19-060	AMD-P	93-16-095
250-61-060	REP-S	93-18-027	250-65-050	AMD	93-19-022	251-19-060	AMD	93-19-078
250-61-070	REP-P	93-12-106	250-65-060	AMD-P	93-11-089	251-19-100	AMD-E	93-13-008
250-61-070	REP-S	93-18-027	250-65-060	AMD	93-19-022	251-19-100	AMD-P	93-16-095
250-61-080	REP-P	93-12-106	250-66-020	AMD-P	93-11-094	251-19-100	AMD NEW	93-19-078 93-14-115
250-61-080 250-61-090	REP-S REP-P	93-18-027 93-12-106	250-66-020 250-66-020	AMD-C AMD	93-14-103 93-19-014	251-22-116 251-22-167	AMD-P	93-14-113
250-61-090	REP-S	93-12-100	250-70-030	AMD-P	93-11-090	251-22-167	AMD-I	93-14-115
250-61-100	REP-P	93-12-106	250-70-030	AMD-C	93-14-100	251-22-167	AMD	93-16-061
250-61-100	REP-S	93-18-027	250-70-030	AMD	93-19-024	251-22-195	AMD-P	93-11-103
250-61-110	REP-P	93-12-106	250-76-020	AMD-P	93-11-091	251-22-195	AMD	93-14-115
250-61-110	REP-S	93-18-027	250-76-020	AMD-C	93-14-101	251-22-195	AMD	93-16-061
250-61-120	REP-P	93-12-106	250-76-020	AMD	93-19-025	251-22-197	NEW-P	93-11-103
250-61-120	REP-S	93-18-027	250-76-070	AMD-P	93-11-091	251-22-197	NEW	93-14-115
250-61-130	REP-P	93-12-106	250-76-070	AMD-C	93-14-101	251-22-200	AMD-P	93-11-103
250-61-130	REP-S	93-18-027	250-76-070	AMD B	93-19-025	251-22-200	AMD	93-14-115 93-06-032
250-61-140	REP-P REP-S	93-12-106 93-18-027	250-78-050 250-78-050	AMD-P AMD-C	93-11-092 93-14-102	251-22-215 260-08-005	REP AMD-P	93-06-032 93-20-121
250-61-140 250-61-150	REP-S REP-P	93-18-027 93-12-106	250-78-050	AMD-C AMD	93-14-102	260-08-010	REP-P	93-20-121
250-61-150	REP-S	93-12-100	250-78-060	AMD-P	93-11-092	260-08-030	REP-P	93-20-115
250-61-160	REP-P	93-12-106	250-78-060	AMD-C	93-14-102	260-08-040	REP-P	93-20-115
250-61-160	REP-S	93-18-027	250-78-060	AMD	93-19-015	260-08-050	REP-P	93-20-115
250-61-170	REP-P	93-12-106	251-04-030	AMD-E	93-14-092	260-08-060	REP-P	93-20-115
250-61-170	REP-S	93-18-027	251-04-030	AMD-P	93-16-020	260-08-070	REP-P	93-20-115
250-61-180	REP-P	93-12-106	251-04-030	AMD	93-19-147	260-08-080	REP-P	93-20-115
				[25]				Table

[25] Table

			ı			1		
WAC #		WSR #	WAC #		WSR #	WAC #	-	WSR #
260-08-090	REP-P	93-20-115	260-24-140	AMD-P	93-20-117	275-19-550	REP-P	93-18-008
260-08-100	REP-P	93-20-115	260-24-140	AMD-P	93-20-117	275-19-560	REP-P	93-18-008
260-08-110	REP-P	93-20-115	260-24-170	AMD-P	93-20-117	275-19-570	REP-P	93-18-008
260-08-120	REP-P	93-20-115	260-24-180	AMD-P	93-20-117	275-19-580	REP-P	93-18-008
260-08-130	REP-P	93-20-115	260-24-200	AMD-P	93-20-117	275-19-585	REP-P	93-18-008
260-08-140	REP-P	93-20-115	260-24-210	AMD-P	93-20-122	275-19-590	REP-P	93-18-008
260-08-230	REP-P	93-20-115	260-24-285	NEW-P	93-20-118	275-19-595	REP-P	93-18-008
260-08-240	REP-P	93-20-115	260-24-290	AMD-P	93-20-122	275-19-600	REP-P	93-18-008
260-08-250	REP-P	93-20-115	260-24-315	NEW-P	93-20-118	275-19-610	REP-P	93-18-008
260-08-260	REP-P	93-20-115	260-24-440	AMD-P	93-20-122	275-19-650	REP-P	93-18-008
260-08-270	REP-P	93-20-115	260-24-460	AMD-P	93-20-122	275-19-660	REP-P	93-18-008
260-08-280 260-08-290	REP-P REP-P	93-20-115 93-20-115	260-24-470 260-24-500	AMD-P NEW-P	93-20-122 93-20-118	275-19-675 275-19-680	REP-P REP-P	93-18-008 93-18-008
260-08-290	REP-P	93-20-115	260-24-510	NEW-P NEW-P	93-20-118	275-19-700	REP-P	93-18-008
260-08-310	REP-P	93-20-115	260-24-520	NEW-P	93-20-118	275-19-710	REP-P	93-18-008
260-08-320	REP-P	93-20-115	260-32-115	NEW-P	93-18-071	275-19-750	REP-P	93-18-008
260-08-330	REP-P	93-20-115	260-34-030	AMD-P	93-20-119	275-19-760	REP-P	93-18-008
260-08-340	REP-P	93-20-115	260-44-060	AMD-P	93-18-070	275-19-770	REP-P	93-18-008
260-08-350	REP-P	93-20-115	260-48-110	AMD-E	93-09-008	275-19-800	REP-P	93-18-008
260-08-360	REP-P	93-20-115	260-48-110	AMD-P	93-11-060	275-19-810	REP-P	93-18-008
260-08-370	REP-P	93-20-115	260-48-110	AMD	93-14-124	275-19-820	REP-P	93-18-008
260-08-380	REP-P	93-20-115	260-48-328	AMD-P	93-11-101	275-19-830	REP-P	93-18-008
260-08-390	REP-P	93-20-115	260-48-328	AMD	93-14-125	275-19-900	REP-P	93-18-008
260-08-400	REP-P	93-20-115	260-48-331	NEW-P NEW	93-11-102	275-19-910	REP-P	93-18-008
260-08-410 260-08-420	REP-P REP-P	93-20-115 93-20-115	260-48-331 260-70-010	NEW AMD-P	93-14-126 93-20-120	275-19-920 275-19-930	REP-P REP-P	93-18-008
260-08-420	REP-P	93-20-115	260-70-010	AMD-P AMD-E	93-20-120	275-19-930	REP-P	93-18-008 93-18-008
260-08-440	REP-P	93-20-115	260-70-025	AMD-P	93-18-072	275-19-950	REP-P	93-18-008
260-08-450	REP-P	93-20-115	260-70-028	AMD-E	93-15-021	275-19-960	REP-P	93-18-008
260-08-460	REP-P	93-20-115	260-70-028	AMD-P	93-18-073	275-19-970	REP-P	93-18-008
260-08-470	REP-P	93-20-115	275-16-030	AMD-P	93-16-002	275-19-980	REP-P	93-18-008
260-08-480	REP-P	93-20-115	275-16-030	AMD-E	93-16-004	275-19-985	REP-P	93-18-008
260-08-490	REP-P	93-20-115	275-16-030	AMD-S	93-19-055	275-19-990	REP-P	93-18-008
260-08-500	REP-P	93-20-115	275-16-030	AMD-E	93-20-052	275-25	AMD-E	93-11-051
260-08-510	REP-P	93-20-115	275-16-030	RESCIND	93-20-054	275-25	AMD-P	93-11-053
260-08-520	REP-P	93-20-115	275-19-010	REP-P	93-18-008	275-25	AMD	93-15-013
260-08-530 260-08-540	REP-P REP-P	93-20-115 93-20-115	275-19-020 275-19-030	REP-P REP-P	93-18-008 93-18-008	275-25-010	AMD-E	93-11-051
260-08-550	REP-P	93-20-115 93-20-115	275-19-030	REP-P	93-18-008 93-18-008	275-25-010 275-25-010	AMD-P AMD	93-11-053 93-15-013
260-08-560	REP-P	93-20-115	275-19-040	REP-P	93-18-008	275-25-040	AMD-E	93-13-013
260-08-570	REP-P	93-20-115	275-19-060	REP-P	93-18-008	275-25-040	AMD-P	93-11-053
260-08-580	REP-P	93-20-115	275-19-070	REP-P	93-18-008	275-25-040	AMD	93-15-013
260-08-590	REP-P	93-20-115	275-19-075	REP-P	93-18-008	275-25-300	REP-E	93-11-051
260-08-600	NEW-P	93-20-114	275-19-080	REP-P	93-18-008	275-25-300	REP-P	93-11-053
260-08-610	NEW-P	93-20-114	275-19-100	REP-P	93-18-008	275-25-300	REP	93-15-013
260-08-620	NEW-P	93-20-114	275-19-110	REP-P	93-18-008	275-25-310	REP-E	93-11-051
260-08-630	NEW-P	93-20-114	275-19-130	REP-P	93-18-008	275-25-310	REP-P	93-11-053
260-08-640	NEW-P	93-20-114	275-19-135	REP-P	93-18-008	275-25-310	REP	93-15-013
260-08-650	NEW-P	93-20-114 93-20-114	275-19-140	REP-P	93-18-008	275-25-330	REP-E	93-11-051
260-08-660 260-08-670	NEW-P NEW-P	93-20-114 93-20-114	275-19-145 275-19-150	REP-P REP-P	93-18-008 93-18-008	275-25-330 275-25-330	REP-P REP	93-11-053 93-15-013
260-08-680	NEW-P	93-20-114	275-19-160	REP-P	93-18-008	275-25-340	REP-E	93-15-013
260-08-690	NEW-P	93-20-114	275-19-165	REP-P	93-18-008	275-25-340	REP-P	93-11-053
260-08-700	NEW-P	93-20-123	275-19-170	REP-P	93-18-008	275-25-340	REP	93-15-013
260-08-710	NEW-P	93-20-123	275-19-180	REP-P	93-18-008	275-25-810	REP-É	93-11-051
260-08-720	NEW-P	93-20-123	275-19-200	REP-P	93-18-008	275-25-810	REP-P	93-11-053
260-08-730	NEW-P	93-20-123	275-19-210	REP-P	93-18-008	275-25-810	REP	93-15-013
260-08-740	NEW-P	93-20-123	275-19-220	REP-P	93-18-008	275-25-840	REP-E	93-11-051
260-08-750	NEW-P	93-20-123	275-19-230	REP-P	93-18-008	275-25-840	REP-P	93-11-053
260-08-760	NEW-P	93-20-124	275-19-240	REP-P	93-18-008	275-25-840	REP	93-15-013
260-08-770	NEW-P	93-20-124	275-19-250	REP-P	93-18-008	275-26-065	AMD	93-04-029
260-08-780	NEW-P	93-20-124	275-19-260	REP-P	93-18-008	275-38-860	AMD-P	93-14-074
260-08-790 260-08-800	NEW-P NEW-P	93-20-124 93-20-124	275-19-270	REP-P	93-18-008	275-38-860	AMD-E	93-14-076
260-08-810	NEW-P NEW-P	93-20-124 93-20-124	275-19-280 275-19-300	RÉP-P REP-P	93-18-008 93-18-008	275-38-860 275-38-906	AMD AMD-P	93-17-034 93-14-074
260-08-820	NEW-P	93-20-124	275-19-300	REP-P	93-18-008	275-38-906	AMD-P AMD-E	93-14-074
260-08-830	NEW-P	93-20-124	275-19-320	REP-P	93-18-008	275-38-906	AMD-E AMD	93-14-076
260-12-010	AMD-P	93-20-116	275-19-400	REP-P	93-18-008	275-56-015	AMD-P	93-19-095
260-12-090	REP-P	93-20-115	275-19-430	REP-P	93-18-008	275-56-015	AMD-E	93-19-098
260-24-010	AMD-P	93-20-117	275-19-450	REP-P	93-18-008	275-56-600	NEW-P	93-19-095
260-24-080	AMD-P	93-20-117	275-19-455	REP-P	93-18-008	275-56-600	NEW-E	93-19-098
260-24-110	AMD-P	93-20-117	275-19-500	REP-P	93-18-008	275-56-610	NEW-P	93-19-095
260-24-120	AMD-P	93-20-117	275-19-530	REP-P	93-18-008	275-56-610	NEW-E	93-19-098
Table				[26]				

Table [26]

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WAC #		WSR #	WAC #		WSR #	WAC#		WSR #
275-56-620	NEW-P	93-19-095	284-13-400	NEW	02 10 012	204 10 270	NEW B	02.15.105
275-56-620	NEW-F NEW-E	93-19-098	284-13-410	NEW NEW-P	93-19-012 93-15-114	284-18-370 284-18-370	NEW-P NEW	93-15-107
275-56-630	NEW-P	93-19-095	284-13-410	NEW	93-19-012	284-18-380	NEW-P	93-19-005 93-15-107
275-56-630	NEW-E	93-19-098	284-13-420	NEW-P	93-15-114	284-18-380	NEW	93-19-005
275-56-640	NEW-P	93-19-095	284-13-420	NEW	93-19-012	284-18-390	NEW-P	93-15-107
275-56-640	NEW-E	93-19-098	284-13-500	NEW-P	93-15-104	284-18-390	NEW	93-19-005
275-56-650	NEW-P	93-19-095	284-13-500	NEW	93-19-002	284-18-400	NEW-P	93-15-107
275-56-650	NEW-E	93-19-098	284-13-510	NEW-P	93-15-104	284-18-400	NEW	93-19-005
275-56-660	NEW-P	93-19-095	284-13-510	NEW	93-19-002	284-18-410	NEW-P	93-15-107
275-56-660	NEW-E	93-19-098	284-13-520	NEW-P	93-15-104	284-18-410	NEW	93-19-005
275-56-670 275-56-670	NEW-P NEW-E	93-19-095 93-19-098	284-13-520	NEW	93-19-002	284-18-420	NEW-P	93-15-107
275-56-680	NEW-E	93-19-095	284-13-540 284-13-540	NEW-P NEW	93-15-104 93-19-002	284-18-420	NEW	93-19-005
275-56-680	NEW-E	93-19-098	284-13-550	NEW-P	93-15-104	284-18-430 284-18-430	NEW-P NEW	93-15-107 93-19-005
275-56-690	NEW-P	93-19-095	284-13-550	NEW	93-19-002	284-18-440	NEW-P	93-19-003
275-56-690	NEW-E	93-19-098	284-13-560	NEW-P	93-15-104	284-18-440	NEW	93-19-005
275-56-700	NEW-P	93-19-095	284-13-560	NEW	93-19-002	284-18-450	NEW-P	93-15-107
275-56-700	NEW-E	93-19-098	284-13-570	NEW-P	93-15-104	284-18-450	NEW	93-19-005
275-56-710	NEW-P	93-19-095	284-13-570	NEW	93-19-002	284-18-460	NEW-P	93-15-107
275-56-710	NEW-E	93-19-098	284-13-580	NEW-P	93-15-104	284-18-460	NEW	93-19-005
275-56-720	NEW-P	93-19-095	284-13-580	NEW	93-19-002	284-18-910	NEW-P	93-15-107
275-56-720	NEW-E	93-19-098	284-13-590	NEW-P	93-15-104	284-18-910	NEW	93-19-005
275-155-020	AMD-P	93-14-073	284-13-590	NEW	93-19-002	284-18-920	NEW-P	93-15-107
275-155-020 275-155-050	AMD AMD-P	93-17-027 93-14-073	284-13-700	NEW-P	93-15-113	284-18-920	NEW	93-19-005
275-155-050	AMD-P	93-14-073	284-13-700 284-13-710	NEW NEW-P	93-19-011 93-15-113	284-18-930 284-18-930	NEW-P	93-15-107
284-07-060	NEW-C	93-04-062	284-13-710	NEW-P	93-13-113	284-18-930	NEW D	93-19-005 93-15-107
284-07-060	NEW	93-07-020	284-13-720	NEW-P	93-15-113	284-18-940	NEW-P NEW	93-15-107
284-07-070	NEW-P	93-15-105	284-13-720	NEW	93-19-011	284-18-990	REP-P	93-15-107
284-07 - 070	NEW	93-19-003	284-13-730	NEW-P	93-15-113	284-18-990	REP	93-19-005
284-12-200	NEW-P	93-15-111	284-13-730	NEW	93-19-011	284-18-99001	REP-P	93-15-107
284-12-200	NEW	93-19-009	284-13-740	NEW-P	93-15-113	284-18-99001	REP	93-19-005
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284-12-220	NEW-P	93-15-111	284-15-100	NEW	93-19-008	284-22-010	AMD	93-20-019
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284-12-230 284-12-230	NEW-P NEW	93-15-111 93-19-009	284-18-010	REP	93-19-005	284-22-020	AMD-P	93-17-105
284-12-250	NEW-P	93-15-111	284-18-020 284-18-020	REP-P REP	93-15-107 93-19-005	284-22-020	AMD	93-20-019
284-12-250	NEW	93-19-009	284-18-030	REP-P	93-15-107	284-22-030 284-22-030	AMD-P AMD-P	93-14-072 93-17-105
284-12-260	NEW-P	93-15-111	284-18-030	REP	93-19-005	284-22-030	AMD-F AMD	93-17-103
284-12-260	NEW	93-19-009	284-18-040	REP-P	93-15-107	284-22-050	AMD-P	93-14-072
284-12-270	NEW-P	93-15-111	284-18-040	REP	93-19-005	284-22-050	AMD-P	93-17-105
284-12-270	NEW	93-19-009	284-18-050	REP-P	93-15-107	284-22-050	AMD	93-20-019
284-12-280	NEW-P	93-15-111	284-18-050	REP	93-19-005	284-22-060	AMD-P	93-14-072
284-12-280	NEW	93-19-009	284-18-060	REP-P	93-15-107	284-22-060	AMD-P	93-17-105
284-13-160	NEW-P	93-15-106	284-18-060	REP	93-19-005	284-22-060	AMD	93-20-019
284-13-160	NEW	93-19-004	284-18-070	REP-P	93-15-107	284-32-140	AMD-P	93-15-103
284-13-210 284-13-210	NEW-P NEW	93-15-109 93-19-007	284-18-070 284-18-080	REP	93-19-005	284-32-140	AMD	93-19-001
284-13-220	NEW-P	93-15-109	284-18-080	REP-P REP	93-15-107 93-19-005	284-44-241 284-44-241	NEW-P	93-15-092
284-13-220	NEW	93-19-007	284-18-090	REP-P	93-15-107	284-44-241	NEW-C NEW-C	93-18-074 93-20-046
284-13-280	NEW-P	93-15-112	284-18-090	REP	93-19-005	284-46-576	NEW-P	93-15-093
284-13-280	NEW	93-19-010	284-18-100	REP-P	93-15-107	284-46-576	NEW-C	93-18-074
284-13-310	NEW-P	93-15-114	284-18-100	REP	93-19-005	284-46-576	NEW-C	93-20-046
284-13-310	NEW	93-19-012	284-18-110	REP-P	93-15-107	284-92-010	NEW-P	93-15-108
284-13-320	NEW-P	93-15-114	284-18-110	REP	93-19-005	284-92-010	NEW	93-19-006
284-13-320	NEW	93-19-012	284-18-120	REP-P	93-15-107	284-92-020	NEW-P	93-15-108
284-13-330	NEW-P	93-15-114	284-18-120	REP	93-19-005	284-92-020	NEW	93-19-006
284-13-330	NEW	93-19-012	284-18-300	NEW-P	93-15-107	284-92-210	NEW-P	93-15-108
284-13-340	NEW-P	93-15-114	284-18-300	NEW	93-19-005	284-92-210	NEW	93-19-006
284-13-340	NEW	93-19-012	284-18-310	NEW-P	93-15-107	284-92-220	NEW-P	93-15-108
284-13-350	NEW-P NEW	93-15-114	284-18-310	NEW	93-19-005	284-92-220	NEW	93-19-006
284-13-350 284-13-360	NEW-P	93-19-012 93-15-114	284-18-320 284-18-320	NEW-P NEW	93-15-107	284-92-230	NEW-P	93-15-108
284-13-360	NEW-P	93-19-012	284-18-320	NEW-P	93-19-005 93-15-107	284-92-230 284-92-240	NEW D	93-19-006
284-13-370	NEW-P	93-19-012	284-18-330	NEW-P	93-13-107	284-92-240	NEW-P NEW	93-15-108 93-19-006
284-13-370	NEW-F	93-19-012	284-18-340	NEW-P	93-15-107	284-92-250	NEW-P	93-19-006
284-13-380	NEW-P	93-15-114	284-18-340	NEW	93-19-005	284-92-250	NEW-F	93-13-106
284-13-380	NEW	93-19-012	284-18-350	NEW-P	93-15-107	284-92-260	NEW-P	93-15-108
284-13-390	NEW-P	93-15-114	284-18-350	NEW	93-19-005	284-92-260	NEW	93-19-006
284-13-390	NEW	93-19-012	284-18-360	NEW-P	93-15-107	284-92-270	NEW-P	93-15-108
284-13-400	NEW-P	93-15-114	284-18-360	NEW	93-19-005	284-92-270	NEW	93-19-006

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284-92-280	NEW	93-19-006	296-17-52108 296-17-52108	AMD-P AMD	93-07-114 93-12-093	296-17-700 296-17-704	AMD AMD-P	93-12-093
284-92-290 284-92-290	NEW-P	93-15-108 93-19-006	296-17-52108	AMD-P	93-07-114	296-17-704	AMD-P	93-07-114
284-92-410	NEW NEW-P	93-15-108	296-17-52110	AMD-1	93-12-093	296-17-707	AMD-P	93-07-114
284-92-410	NEW-F	93-19-006	296-17-524	AMD-P	93-07-114	296-17-707	AMD	93-12-093
284-92-420	NEW-P	93-15-108	296-17-524	AMD	93-12-093	296-17-708	AMD-P	93-07-114
284-92-420	NEW	93-19-006	296-17-526	AMD-P	93-07-114	296-17-708	AMD	93-12-093
284-92-430	NEW-P	93-15-108	296-17-526	AMD	93-12-093	296-17-710	AMD-P	93-07-114
284-92-430	NEW	93-19-006	296-17-527	AMD-P	93-07-114	296-17-710	AMD	93-12-093
284-92-440	NEW-P	93-15-108	296-17-527	AMD	93-12-093	296-17-715	AMD-P	93-07-114
284-92-440	NEW	93-19-006	296-17-53504	AMD-P	93-07-114	296-17-715	AMD	93-12-093
284-92-450	NEW-P	93-15-108	296-17-53504	AMD	93-12-093	296-17-721	AMD-P	93-07-114
284-92-450	NEW	93-19-006	296-17-538	AMD-P	93-07-114	296-17-721	AMD	93-12-093
284-92-460	NEW-P	93-15-108	296-17-538	AMD	93-12-093	296-17-724	AMD-P	93-07-114
284-92-460	NEW	93-19-006	296-17-545	AMD-P	93-07-114	296-17-724 296-17-747	AMD AMD-P	93-12-093 93-07-114
284-92-470	NEW-P	93-15-108	296-17-545 296-17-555	AMD AMD-P	93-12-093 93-07-114	296-17-747	AMD-P	93-07-114
284-92-470	NEW D	93-19-006 93-15-108	296-17-555	AMD-P	93-12-093	296-17-747	AMD-P	93-12-093
284-92-480 284-92-480	NEW-P NEW	93-19-006	296-17-56101	NEW-P	93-07-114	296-17-758	AMD	93-12-093
284-92 - 480 284-92 - 490	NEW-P	93-15-108	296-17-56101	NEW-F	93-12-093	296-17-759	AMD-P	93-07-114
284-92-490 284-92-490	NEW-P	93-19-006	296-17-562	AMD-P	93-07-114	296-17-759	AMD	93-12-093
284-92-500	NEW-P	93-15-108	296-17-562	AMD	93-12-093	296-17-761	AMD-P	93-07-114
284-92-500	NEW	93-19-006	296-17-568	AMD-P	93-07-114	296-17-761	AMD	93-12-093
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286-27-060	AMD-P	93-20-098	296-17-57001	AMD-P	93-07-114	296-17-76201	AMD	93-12-093
287-04-030	REP	93-04-008	296-17-57001	AMD	93-12-093	296-17-76202	AMD-P	93-07-114
287-04-031	NEW	93-04-008	296-17-57002	AMD-P	93-07-114	296-17-76202	AMD	93-12-093
296-04-270	AMD	93-04-100	296-17-57002 296-17-57003	AMD AMD-P	93-12-093 93-07-114	296-17-76204 296-17-76204	AMD-P AMD	93-07-114 93-12-093
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296-15-022	AMD-P	93-07-115	296-17-580	AMD	93-12-093	296-17-873	AMD	93-12-093
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296-17-430	AMD-P	93-07-114	296-17-604	AMD	93-12-093	296-17-911	AMD-P	93-15-102
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296-17-50602 296-17-510 296-17-510 296-17-512	AMD-P	93-07-114	296-17-67602					
296-17-50602 296-17-510 296-17-510 296-17-512 296-17-512	AMD-P AMD	93-07-114 93-12-093	296-17-686	AMD-P	93-07-114	296-20-030	AMD-P	93-11-095
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296-20-12501	AMD-P AMD	93-11-095 93-16-072	296-21A-050 296-21A-0501	REP REP-P	93-16-072 93-11-095	296-22-051 296-22-051	REP	93-11-093
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296-22-160 REP 93-16-072 296-22-355 REP- 93-11-095 296-23-055 REP- 296-22-165 REP 93-16-072 296-22-365 REP- 93-16-072 296-22-365 REP- 296-22-165 REP 93-16-072 296-22-365 REP- 93-16-072 296-22-365 REP- 296-22-170 REP 93-16-072 296-22-370 REP- 93-16-072 296-22-370 REP- 296-22-170 REP 93-16-072 296-22-370 REP- 93-16-072 296-22-370 REP- 293-16-072									93-16-072
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296-22-300 REP 93-16-072 296-23-01006 REP-P 93-11-095 296-23-190 NEW 296-22-305 REP-P 93-11-095 296-23-01006 REP 93-16-072 296-23-195 NEW-P 296-22-305 REP 93-16-072 296-23-01007 REP-P 93-11-095 296-23-195 NEW 296-22-306 REP-P 93-11-095 296-23-01007 REP 93-16-072 296-23-200 REP-P 296-22-306 REP 93-16-072 296-23-01008 REP-P 93-11-095 296-23-200 REP-P 296-22-307 REP-P 93-11-095 296-23-01008 REP-P 93-16-072 296-23-201 REP-P 296-22-307 REP 93-16-072 296-23-01008 REP 93-16-072 296-23-201 REP-P 296-22-310 REP 93-16-072 296-23-015 REP-P 93-11-095 296-23-201 REP-P 296-22-310 REP 93-16-072 296-23-002 REP-P 93-16-072 296-23-20101 REP-P									93-11-095
296-22-305 REP 93-16-072 296-23-01007 REP-P 93-11-095 296-23-195 NEW 296-22-306 REP-P 93-11-095 296-23-01007 REP 93-16-072 296-23-200 REP-P 296-22-306 REP 93-16-072 296-23-01008 REP-P 93-11-095 296-23-200 REP 296-22-307 REP-P 93-11-095 296-23-01008 REP 93-16-072 296-23-201 REP-P 296-22-310 REP 93-16-072 296-23-015 REP-P 93-11-095 296-23-2010 REP-P 296-22-310 REP-P 93-16-072 296-23-015 REP 93-16-072 296-23-2010 REP-P 296-22-310 REP 93-16-072 296-23-020 REP-P 93-11-095 296-23-20101 REP-P 296-22-315 REP-P 93-11-095 296-23-020 REP 93-16-072 296-23-20102 REP-P 296-23-315 REP 93-16-072 296-23-025 REP-P 93-11-095 296-23-20102 REP-P	6-22-300	REP							93-16-072
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296-22-307 REP-P 93-11-095 296-23-01008 REP 93-16-072 296-23-201 REP-P 296-22-307 REP 93-16-072 296-23-015 REP-P 93-11-095 296-23-201 REP 296-22-310 REP-P 93-11-095 296-23-015 REP 93-16-072 296-23-20101 REP-P 296-22-310 REP 93-16-072 296-23-020 REP-P 93-11-095 296-23-20101 REP 296-22-315 REP-P 93-11-095 296-23-020 REP 93-16-072 296-23-20102 REP-P 296-23-315 REP 93-16-072 296-23-025 REP-P 93-11-095 296-23-20102 REP-P									93-11-095
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296-22-310 REP 93-16-072 296-23-020 REP-P 93-11-095 296-23-20101 REP 296-22-315 REP-P 93-11-095 296-23-020 REP 93-16-072 296-23-20102 REP-P 296-22-315 REP 93-16-072 296-23-025 REP-P 93-11-095 296-23-20102 REP-P									93-16-072
296-22-315 REP-P 93-11-095 296-23-020 REP 93-16-072 296-23-20102 REP-P 296-22-315 REP 93-16-072 296-23-025 REP-P 93-11-095 296-23-20102 REP									93-11-095
296-22-315 REP 93-16-072 296-23-025 REP-P 93-11-095 296-23-20102 REP							I I		93-16-072 93-11-095
							B		93-11-095
- 670-66-363 NEF-F 73-11-073 270-63-063 NEF 73-10-074 270-43-404 NEF-F									93-10-072
Table [30]		KET-F	73-11-073	1 270-23-023		75-10-072	1 270-23-20-1	KLI 4)J 11-0/J

Table [30]

WAC#		WSR #	WAC #		WSR #	WAC#		WSR #
296-23-204	REP	93-16-072	296-23-50003	REP-P	93-11-095	296-23A-200	AMD	93-16-072
296-23-205	NEW-P	93-11-095	296-23-50003	REP	93-16-072	296-23A-205	AMD-P	93-11-095
296-23-205	NEW	93-16-072	296-23-50004	REP-P	93-11-095	296-23A-205	AMD	93-16-072
296-23-208	REP-P	93-11-095	296-23-50004	REP	93-16-072	296-23A-230	AMD-P	93-11-095
296-23-208	REP	93-16-072	296-23-50005	REP-P	93-11-095	296-23A-230	AMD	93-16-072
296-23-210	NEW-P	93-11-095	296-23-50005	REP	93-16-072	296-23A-235	AMD-P	93-11-095
296-23-210	NEW	93-16-072	296-23-50006	REP-P	93-11-095	296-23A-235	AMD	93-16-072
296-23-212	REP-P	93-11-095	296-23-50006	REP	93-16-072	296-23A-240	REP-P	93-11-095
296-23-212	REP NEW-P	93-16-072 93-11-095	296-23-50007 296-23-50007	REP-P REP	93-11-095 93-16-072	296-23A-240 296-23A-242	REP REP-P	93-16-072 93-11-095
296-23-215 296-23-215	NEW-P NEW	93-11-093	296-23-50007	REP-P	93-10-072 93-11-095	296-23A-242 296-23A-242	REP-P	93-11-093 93-16-072.
296-23-216	REP-P	93-11-095	296-23-50008	REP	93-16-072	296-23A-244	REP-P	93-11-095
296-23-216	REP	93-16-072	296-23-50009	REP-P	93-11-095	296-23A-244	REP	93-16-072
296-23-220	NEW-P	93-11-095	296-23-50009	REP	93-16-072	296-23A-246	REP-P	93-11-095
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296-23-221	REP-P	93-11-095	296-23-50010	REP	93-16-072	296-23A-248	REP-P	93-11-095
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296-23-224	REP-P	93-11-095	296-23-50011	REP	93-16-072	296-23A-250	REP-P	93-11-095
296-23-224	REP	93-16-072	296-23-50012	REP-P	93-11-095	296-23A-250	REP	93-16-072
296-23-225 296-23-225	NEW-P NEW	93-11-095 93-16-072	296-23-50012 296-23-50013	REP REP-P	93-16-072 93-11-095	296-23A-252 296-23A-252	REP-P REP	93-11-095 93-16-072
296-23-228	REP-P	93-11-095	296-23-50013	REP	93-16-072	296-23A-254	REP-P	93-10-072
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296-23-230	NEW-P	93-11-095	296-23-50014	REP	93-16-072	296-23A-256	REP-P	93-11-095
296-23-230	NEW	93-16-072	296-23-50015	REP-P	93-11-095	296-23A-256	REP	93-16-072
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296-23-231	REP	93-16-072	296-23-50016	REP-P	93-11-095	296-23A-258	REP	93-16-072
296-23-232	REP-P	93-11-095	296-23-50016	REP	93-16-072	296-23A-260	REP-P	93-11-095
296-23-232	REP	93-16-072	296-23-610	REP-P	93-11-095	296-23A-260	REP	93-16-072
296-23-235	NEW-P	93-11-095	296-23-610	REP	93-16-072	296-23A-262	REP-P	93-11-095
296-23-235	NEW NEW-P	93-16-072 93-11-095	296-23-615 296-23-615	REP-P REP	93-11-095 93-16-072	296-23A-262 296-23A-264	REP REP-P	93-16-072 93-11-095
296-23-240 296-23-240	NEW-F NEW	93-11-093	296-23-620	REP-P	93-10-072	296-23A-264	REP	93-11-093
296-23-240	NEW-P	93-11-095	296-23-620	REP	93-16-072	296-23A-266	REP-P	93-11-095
296-23-245	NEW	93-16-072	296-23-710	REP-P	93-11-095	296-23A-266	REP	93-16-072
296-23-250	NEW-P	93-11-095	296-23-710	REP	93-16-072	296-23A-268	REP-P	93-11-095
296-23-250	NEW	93-16-072	296-23-715	REP-P	93-11-095	296-23A-268	REP	93-16-072
296-23-255	NEW-P	93-11-095	296-23-715	REP	93-16-072	296-23A-300	AMD-P	93-11-095
296-23-255	NEW	93-16-072	296-23-720	REP-P	93-11-095	296-23A-300	AMD	93-16-072
296-23-260	NEW-P	93-11-095	296-23-720	REP	93-16-072	296-23A-310	AMD-P	93-11-095 93-16-072
296-23-260	NEW NEW-P	93-16-072 93-11-095	296-23-725 296-23-725	REP-P REP	93-11-095 93-16 - 072	296-23A-310 296-23A-315	AMD AMD-P	93-16-072
296-23-265 296-23-265	NEW-F NEW	93-11-093	296-23-723	REP-P	93-11-095	296-23A-315	AMD	93-16-072
296-23-203	NEW-P	93-11-095	296-23-730	REP	93-16-072	296-23A-320	AMD-P	93-11-095
296-23-270	NEW	93-16-072	296-23-810	REP-P	93-11-095	296-23A-320	AMD	93-16-072
296-23-412	REP-P	93-11-095	296-23-810	REP	93-16-072	296-23A-325	REP-P	93-11-095
296-23-412	REP	93-16-072	296-23-811	REP-P	93-11-095	296-23A-325	REP	93-16-072
296-23-421	REP-P	93-11-095	296-23-811	REP	93-16-072	296-23A-330	REP-P	93-11-095
296-23-421	REP	93-16-072	296-23-900	REP-P	93-11-095	296-23A-330	REP	93-16-072
296-23-430	REP-P	93-11-095	296-23-900	REP	93-16-072	296-23A-335	REP-P	93-11-095
296-23-430	REP	93-16-072	296-23-910	REP-P	93-11-095	296-23A-335	REP REP-P	93-16-072 93-11-095
296-23-440	REP-P REP	93-11-095 93-16-072	296-23-910 296-23-950	REP REP-P	93-16-072 93-11-095	296-23A-340 296-23A-340	REP-F	93-16-072
296-23-440 296-23-450	REP-P	93-10-072	296-23-950	REP-F	93-11-093	296-23A-345	REP-P	93-11-095
296-23-450	REP	93-16-072	296-23-960	REP-P	93-11-095	296-23A-345	REP	93-16-072
296-23-460	REP-P	93-11-095	296-23-960	REP	93-16-072	296-23A-350	REP-P	93-11-095
296-23-460	REP	93-16-072	296-23-970	REP-P	93-11-095	296-23A-350	REP	93-16-072
296-23-470	REP-P	93-11-095	296-23-970	REP	93-16-072	296-23A-355	REP-P	93-11-095
296-23-470	REP	93-16-072	296-23-980	REP-P	93-11-095	296-23A-355	REP	93-16-072
296-23-480	REP-P	93-11-095	296-23-980	REP	93-16-072	296-23A-360	REP-P	93-11-095
296-23-480	REP	93-16-072	296-23-990	REP-P	93-11-095	296-23A-360	REP	93-16-072
296-23-485	REP-P	93-11-095	296-23-990	REP	93-16-072	296-23A-400	AMD-P	93-11-095
296-23-485	REP	93-16-072	296-23A-100	AMD-P	93-11-095	296-23A-400 296-23A-410	AMD REP-P	93-16-072 93-11-095
296-23-490	REP-P	93-11 - 095 93-16-072	296-23A-110	AMD AMD-P	93-16-072 93-11-095	296-23A-410 296-23A-410	REP	93-16-072
296-23-490 296-23-495	REP REP-P	93-16-072 93-11-095	296-23A-110 296-23A-110	AMD-P AMD	93-11-093	296-23A-415	REP-P	93-11-095
296-23-495 296-23-495	REP-P	93-11-093	296-23A-115	AMD-P	93-11-095	296-23A-415	REP	93-16-072
296-23-500	REP-P	93-11-095	296-23A-115	AMD	93-16-072	296-23A-420	REP-P	93-11-095
296-23-500	REP	93-16-072	296-23A-130	AMD-P	93-11-095	296-23A-420	REP	93-16-072
296-23-50001	REP-P	93-11-095	296-23A-130	AMD	93-16-072	296-23A-425	REP-P	93-11-095
296-23-50001	REP	93-16-072	296-23A-150	AMD-P	93-11-095	296-23A-425	REP	93-16-072
296-23-50002	REP-P	93-11-095	296-23A-150	AMD	93-16-072	296-24	AMD-C	93-15-031
296-23-50002	REP	93-16-072	296-23A-200	AMD-P	93-11-095	296-24-11003	AMD-P	93-10-101

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WAC #		WSR #	WAC #		WSR #	WAC#		WSR #
296-24-11003	AMD	93-19-142	296-62-07423	NEW-P	93-02-057	296-62-14507	AMD-W	93-19-14
296-24-70007	AMD-P	93-10-101	296-62-07423	NEW	93-07-044	296-62-14509	AMD-P	93-10-10
296-24-70007	AMD-W	93-19-141	296-62-07423	AMD-P	93-16-108	296-62-14509	AMD-W	93-19-14
296-30-080	AMD-E	93-20-069	296-62-07425	NEW-P	93-02-057	296-62-14511	AMD-P	93-10-10
296-30-081	AMD-E	93-20-069	296-62-07425	NEW	93-07-044	296-62-14511	AMD-W	93-19-14
296-31-020	AMD-E	93-20-069	296-62-07425	AMD-P	93-16-108	296-62-14513	AMD-P	93-10-10
296-31-060	AMD-E	93-20-069	296-62-07427 296-62-07427	NEW-P NEW	93-02-057 93-07-044	296-62-14513 296-62-14515	AMD-W AMD-P	93-19-14 93-10-10
296-31-065 296-31-080	AMD-E AMD-E	93-20-069 93-20-069	296-62-07427	NEW-P	93-07-044	296-62-14515	AMD-P	93-10-10
296-31-080 296-31-090	AMD-E	93-20-069	296-62-07429	NEW	93-07-044	296-62-14517	AMD-W	93-10-10
296-31-095	REP-E	93-20-069	296-62-07431	NEW-P	93-02-057	296-62-14517	AMD-W	93-19-14
296-46-090	AMD	93-06-072	296-62-07431	NEW	93-07-044	296-62-14519	AMD-P	93-10-10
296-46-140	AMD	93-06-072	296-62-07433	NEW-P	93-02-057	296-62-14519	AMD-W	93-19-14
296-46-150	AMD	93-06-072	296-62-07433	NEW	93-07-044	296-62-14521	AMD-P	93-10-10
296-46-21008	AMD	93-06-072	296-62-07441	NEW-P	93-02-057	296-62-14521	AMD-W	93-19-14
296-46-21052	AMD	93-06-072	296-62-07441	NEW	93-07-044	296-62-14523	AMD-P	93-10-1
296-46-220	AMD	93-06-072	296-62-07441	AMD-P	93-16-108	296-62-14523	AMD-W	93-19-1
296-46-225	NEW	93-06-072	296-62-07443	NEW-P	93-02-057	296-62-14525	AMD-P	93-10-1
296-46-23040	AMD	93-06-072	296-62-07443	NEW	93-07-044	296-62-14525	AMD-W	93-19-1
296-46-23062	AMD	93-06-072	296-62-07445	NEW-P	93-02-057	296-62-14527	AMD-P	93-10-1
296-46-316	AMD	93-06-072	296-62-07445	NEW	93-07-044	296-62-14527	AMD-W	93-19-1
296-46-360	AMD	93-06-072	296-62-07445	AMD-P	93-16-108 93-02 - 057	296-62-14529 296-62-14529	AMD-P	93-10-1 93-19-1
296-46-365	NEW AMD	93-06-072 93-06-072	296-62-07447 296-62-07447	NEW-P NEW	93-02-037	296-62-14540	AMD-W NEW-P	93-19-1
296-46-422 296-46-495	AMD	93-06-072	296-62-07447	AMD-P	93-16-108	296-62-14540	AMD-W	93-10-1
296-46-514	AMD	93-06-072	296-62-07449	NEW-P	93-02-057	296-62-14542	NEW-P	93-10-1
296-46-517	REP	93-06-072	296-62-07449	NEW	93-07-044	296-62-14542	AMD-W	93-19-1
296-46-55001	REP	93-06-072	296-62-07449	AMD-P	93-16-108	296-62-14545	NEW-P	93-10-1
296-46-670	NEW-P	93-19-140	296-62-07451	NEW	93-02-057	296-62-14545	AMD-W	93-19-1
296-46-680	AMD	93-06-072	296-62-07451	NEW	93-07-044	296-62-14547	NEW-P	93-10-1
296-46-700	AMD	93-06-072	296-62-07521	PREP	93-17-109	296-62-14547	AMD-W	93-19-1
96-46-702	NEW	93-06-072	296-62-076	NEW	93-04-111	296-62-14549	NEW-P	93-10-1
296-46-710	NEW	93-06-072	296-62-07601	NEW	93-04-111	296-62-14549	AMD-W	93-19-1
296-46-935	NEW	93-03-048	296-62-07603	NEW	93-04-111	296-62-14551	NEW-P	93-10-1
296-47	REP-P	93-19-140	296-62-07605	NEW	93-04-111	296-62-14551	AMD-W	93-19-1
296-56	AMD-C	93-15-031	296-62-07607	NEW	93-04-111	296-62-14553	NEW-P	93-10-1
296-56-60001	AMD-P	93-02-057	296-62-07609	NEW	93-04-111	296-62-14553	AMD-W	93-19-1 93-16-1
296-56-60001	AMD	93-07-044 93-10-101	296-62-07611 296-62-07613	NEW NEW	93-04-111 93-04-111	296-67-005 296-67-285	AMD-P AMD-P	93-16-1
296-56-60005 296-56-60005	AMD-P AMD-W	93-10-101	296-62-07615	NEW	93-04-111	296-67-291	AMD-P	93-16-1
296-56-60235	AMD-W	93-19-141	296-62-07617	NEW	93-04-111	296-104-010	AMD-P	93-08-0
296-56-60235	AMD-W	93-19-141	296-62-07619	NEW	93-04-111	296-104-010	AMD	93-12-0
296-62	AMD-C	93-15-031	296-62-07621	NEW	93-04-111	296-104-055	AMD-P	93-08-0
296-62-07105	AMD-P	93-10-101	296-62-07623	NEW	93-04-111	296-104-055	AMD	93-12-0
296-62-07105	AMD	93-19-142	296-62-07625	NEW	93-04-111	296-104-200	AMD-P	93-08-0
296-62-074	NEW-P	93-02-057	296-62-07627	NEW	93-04-111	296-104-200	AMD	93-12-0
296-62 - 074	NEW	93-07-044	296-62-07629	NEW	93-04-111	296-104-500	AMD-P	93-08-0
296-62-07401	NEW-P	93-02-057	296-62-07631	NEW	93-04-111	296-104-500	AMD	93-12-0
296-62-07401	NEW	93-07-044	296-62-07633	NEW	93-04-111	296-104-501	AMD-P	93-08-0
296-62-07403	NEW-P	93-02-057	296-62-07635	NEW	93-04-111	296-104-501	AMD	93-12-0
296-62-07403	NEW	93-07-044	296-62-07637 296-62-07639	NEW	93-04-111 93-04-111	296-104-700 296-104-700	AMD-P AMD	93-08-0 93-12-0
296-62-07403	AMD-P NEW-P	93-16-108 93-02-057	296-62-07654	NEW NEW	93-04-111	296-116-082	AMD-E	93-12-0
296-62-07405 296-62-07405	NEW-P	93-02-037	296-62-07656	NEW	93-04-111	296-116-082	AMD-E	93-06-0
296-62-07403 296-62-07407	NEW-P	93-02-057	296-62-07658	NEW	93-04-111	296-116-082	AMD-1	93-09-0
296-62-07407	NEW	93-07-044	296-62-07660	NEW	93-04-111	296-116-110	AMD-P	93-04-1
296-62-07409	NEW-P	93-02-057	296-62-07662	NEW	93-04-111	296-116-110	AMD	93-07-0
296-62-07409	NEW	93-07-044	296-62-07664	NEW	93-04-111	296-116-185	AMD-C	93-03-0
296-62-07411	NEW-P	93-02-057	296-62-07666	NEW	93-04-111	296-116-185	AMD	93-03-0
296-62-07411	NEW	93-07-044	296-62-07668	NEW	93-04-111	296-116-185	AMD-P	93-10-1
296-62-07411	AMD-P	93-16-108	296-62-07670	NEW	93-04-111	296-116-185	AMD	93-13-0
296-62-07413	NEW-P	93-02-057	296-62-07672	NEW	93-04-111	296-116-185	AMD-E	93-18-0
296-62-07413	NEW	93-07-044	296-62-07711	AMD-P	93-10-101	296-116-300	AMD-P	93-08-0
296-62-07413	AMD-P	93-16-108	296-62-07711	AMD	93-19-142	296-116-300	AMD-C	93-12-0
296-62-07415	NEW-P	93-02-057	296-62-3090	AMD-P	93-10-101	296-116-300	AMD	93-12-1
296-62-07415	NEW	93-07-044	296-62-3090	AMD	93-19-142	296-116-360	AMD-P	93-04-1
296-62-07417	NEW-P	93-02-057	296-62-14501	AMD-P	93-10-101	296-116-360	AMD	93-07-0
296-62-07417	NEW	93-07-044	296-62-14501	AMD-W	93-19-141	296-125-070	NEW	93-04-
296-62-07417	AMD-P	93-16-108	296-62-14503	AMD-P	93-10-101	296-127-010	AMD-P	93-20-1
296-62-07419	NEW-P	93-02-057	296-62-14503	AMD-W	93-19-141	296-127-040	AMD-E	93-16-0 93-20-1
296-62-07419	NEW D	93-07-044	296-62-14505	AMD-P	93-10-101	296-127-040 296-127-045	AMD-P AMD-E	93-20-1
296-62-07421 296-62-07421	NEW-P NEW	93-02-057 93-07-044	296-62-14505 296-62-14507	AMD-W AMD-P	93-19-141 93-10-101	296-127-045	AMD-E AMD-P	93-10-0
		7 1-11/-1444	1 / 7(1=(1/=147U/	A IVILL'E	2J-1U-1U1	1 4/U-14/-U4J	UMID-L	1.1-411-

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Table of WAC Sections Affected

WAC #		WSR #	WAC #		WSR #	WAC#		WSR #
296-155	AMD-C	93-15-031	296-155-300	AMD	93-19-142	296-306-06705	NEW-W	93-10-041
296-155-012	AMD-C	93-10-101	296-155-305	AMD-P	93-10-101	296-306-06707	NEW-W	93-10-041
296-155-012	AMD-W	93-19-141	296-155-305	AMD	93-19-142	296-306-06709	NEW-W	93-10-041
296-155-173	NEW	93-04-111	296-155-310	AMD-P	93-10-101	296-306-068	NEW-W	93-10-041
296-155-17301	NEW	93-04-111	296-155-310	AMD	93-19-142	296-306-06801	NEW-W	93-10-041
296-155-17303	NEW	93-04-111	296-155-375	AMD	93-04-111	296-306-06803	NEW-W	93-10-041
296-155-17305	NEW	93-04-111	296-155-444	AMD-P	93-10-101	296-306-06805	NEW-W	93-10-041
296-155-17307	NEW	93-04-111	296-155-444	AMD	93-19-142	296-306-070	AMD	93-07-012
296-155-17309	NEW	93-04-111	296-155-447	AMD-P	93-10-101	296-306-081	NEW-W	93-10-041
296-155-17311	NEW	93-04-111	296-155-447	AMD B	93-19-142	296-306-08101	NEW-W	93-10-041
296-155-17313	NEW	93-04-111	296-155-449	AMD-P AMD	93-10-101 93-19-142	296-306-08103 296-306-08105	NEW-W NEW-W	93-10-041 93-10-041
296-155-17315 296-155-17317	NEW NEW	93-04-111 93-04-111	296-155-449 296-155-459	AMD-P	93-19-142	296-306-08103	NEW-W	93-10-041
296-155-17317	NEW	93-04-111	296-155-459	AMD	93-19-142	296-306-08201	NEW-W	93-10-041
296-155-17321	NEW	93-04-111	296-155-462	AMD-P	93-10-101	296-306-083	NEW-W	93-10-041
296-155-17323	NEW	93-04-111	296-155-462	AMD	93-19-142	296-306-08301	NEW-W	93-10-041
296-155-17325	NEW	93-04-111	296-200-110	NEW-E	93-17-057	296-306-08307	NEW-W	93-10-041
296-155-17327	NEW	93-04-111	296-200-110	NEW-P	93-18-106	296-306-084	NEW	93-07-012
296-155-17329	NEW	93-04-111	296-200-111	NEW-E	93-17-057	296-306-08401	NEW-W	93-10-041
296-155-17331	NEW	93-04-111	296-200-111	NEW-P	93-18-106	296-306-08403	NEW-W	93-10-041
296-155-17333	NEW	93-04-111	296-200-112	NEW-E	93-17-057	296-306-08405	NEW-W	93-10-041
296-155-17335	NEW	93-04-111	296-200-112	NEW-P	93-18-106	296-306-08407	NEW-W	93-10-041
296-155-17337	NEW	93-04-111	296-304	AMD-C	93-15-031	296-306-08409	NEW-W	93-10-041 93-07-012
296-155-17339	NEW	93-04-111	296-304-01001	AMD-P AMD-W	93-10-101	296-306-105 296-306-115	AMD AMD	93-07-012
296-155-17341	NEW NEW	93-04-111 93-04-111	296-304-01001 296-304-020	AMD-W	93-19-141 93-04-111	296-306-115	AMD	93-07-012
296-155-17343 296-155-17345	NEW	93-04-111	296-304-02003	AMD-P	93-10-101	296-306-14501	NEW-W	93-10-041
296-155-17347	NEW	93-04-111	296-304-02003	AMD	93-19-142	296-306-14503	NEW-W	93-10-041
296-155-17349	NEW	93-04-111	296-304-03001	AMD-P	93-10-101	296-306-14505	NEW-W	93-10-041
296-155-17351	NEW	93-04-111	296-304-03001	AMD	93-19-142	296-306-14507	NEW-W	93-10-041
296-155-17353	NEW	93-04-111	296-304-03005	AMD-P	93-10-101	296-306-14509	NEW-W	93-10-041
296-155-17355	NEW	93-04-111	296-304-03005	AMD	93-19-142	296-306-146	NEW-W	93-10-041
296-155-17357	NEW	93-04-111	296-304-03007	AMD-P	93-10-101	296-306-147	NEW-W	93-10-041
296-155-17359	NEW	93-04-111	296-304-03007	AMD	93-19-142	296-306-148	NEW-W	93-10-041
296-155-174	NEW-P	93-02-057	296-304-04001	AMD-P	93-10-101	296-306-165	AMD	93-07-012
296-155-174	NEW	93-07-044	296-304-04001	AMD B	93-19-142	296-306-200	AMD AMD	93-07-012 93-07-012
296-155-174	AMD-P	93-16-108	296-304-04005 296-304-04005	AMD-P AMD	93-10-101 93-19-142	296-306-26001 296-306-265	AMD	93-07-012
296-155-176 296-155-17603	NEW-P NEW-P	93-17-106 93-17-106	296-304-09003	AMD-P	93-19-142	296-306-270	AMD	93-07-012
296-155-17605	NEW-P	93-17-106	296-304-09003	AMD	93-19-142	296-306-27095	AMD	93-07-012
296-155-17605	PREP	93-17-109	296-306	AMD-C	93-02-031	296-306-330	NEW	93-07-012
296-155-17607	NEW-P	93-17-106	296-306-010	AMD	93-07-012	296-306-33001	NEW-W	93-10-041
296-155-17609	NEW-P	93-17-106	296-306-01001	NEW-P	93-02-057	296-306-400	AMD	93-07-012
296-155-17611	NEW-P	93-17-106	296-306-01001	NEW	93-07-044	296-306-40003	AMD	93-07-012
296-155-17613	NEW-P	93-17-106	296-306-012	AMD	93-07-012	296-306-40007	NEW	93-07-012
296-155-17615	NEW-P	93-17-106	296-306-035	AMD	93-07-012	296-306-40009	NEW	93-07-012
296-155-17617	NEW-P	93-17-106	296-306-060	AMD	93-07-012	296-306-40011	NEW	93-07-012
296-155-17619	NEW-P	93-17-106	296-306-061	NEW	93-07-012	296-401-075	NEW D	93-03-048 93-19-140
296-155-17619	PREP	93-17-109 93-17-106	296-306-06101	NEW-W NEW-W	93-10-041 93-10-041	296-401-163 296-401-165	NEW-P AMD-P	93-19-140
296-155-17621	NEW-P PREP	93-17-100	296-306-06103 296-306-06105	NEW-W	93-10-041	296-401-105	AMD-P	93-19-140
296-155-17621 296-155-17623	NEW-P	93-17-109	296-306-06107	NEW-W	93-10-041	308-13-020	AMD-P	93-12-105
296-155-17623	PREP	93-17-109	296-306-06109	NEW-W	93-10-041	308-13-020	AMD	93-16-009
296-155-17625	NEW-P	93-17-106	296-306-06111	NEW-W	93-10-041	308-13-022	REP-P	93-12-105
296-155-17627	NEW-P	93-17-106	296-306-06113	NEW-W	93-10-041	308-13-022	REP	93-16-009
296-155-17629	NEW-P	93-17-106	296-306-06115	NEW-W	93-10-041	308-13-024	NEW-P	93-12-105
296-155-17631	NEW-P	93-17-106	296-306-06117	NEW-W	93-10-041	308-13-024	NEW	93-16-009
296-155-17635	NEW-P	93-17-106	296-306-06119	NEW-W	93-10-041	308-13-025	REP-P	93-12-105
296-155-17650	NEW-P	93-17-106	296-306-062	NEW-W	93-10-041	308-13-025	REP	93-16-009
296-155-17652	NEW-P	93-17-106	296-306-063	NEW-W	93-10-041	308-13-032	AMD-P	93-12-105
296-155-17652	PREP	93-17-109	296-306-064	NEW-W	93-10-041	308-13-032	AMD	93-16-009
296-155-17654	NEW-P	93-17-106	296-306-06401	NEW-W	93-10-041	308-13-100 308-13-100	AMD-P AMD	93-12-105 93-16-009
296-155-17654	PREP	93-17-109	296-306-06403	NEW-W	93-10-041	308-13-100	AMD-P	93-16-009
296-155-17656	NEW-P AMD-P	93-17-106 93-10-101	296-306-06405 296-306-06407	NEW-W NEW-W	93-10-041 93-10-041	308-17-150	AMD-P AMD-W	93-07-099
296-155-203 296-155-203	AMD-P AMD-W	93-10-101	296-306-06409	NEW-W	93-10-041	308-17-150	AMD-W	93-13-146
296-155-20301	AMD-W AMD-P	93-19-141	296-306-06411	NEW-W	93-10-041	308-17-150	AMD-I	93-16-060
296-155-20301	AMD-P AMD-W	93-10-101	296-306-06413	NEW-W	93-10-041	308-18-150	AMD-P	93-07-098
296-155-20307	AMD-P	93-10-101	296-306-06415	NEW-W	93-10-041	308-18-150	AMD	93-11-025
296-155-20307	AMD-W	93-19-141	296-306-06417	NEW-W	93-10-041	308-19-010	NEW-P	93-18-100
296-155-24510	AMD-P	93-10-101	296-306-067	NEW-W	93-19-041	308-19-020	NEW-P	93-18-100
296-155-24510	AMD	93-19-142	296-306-06701	NEW-W	93-10-041	308-19-030	NEW-P	93-18-100
296-155-300	AMD-P	93-10-101	296-306-06703	NEW-W	93-10-041	308-19-100	NEW-P	93-18-100
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308-19-110	NEW-P	93-18-100	308-61-450	REP	93-08-076	308-104-170 308-124A-025	AMD-P	93-17-099
308-19-130	NEW-P	93-18-100	308-63-010	NEW	93-08-076	308-124A-440	AMD-P	93-17-099
308-19-140	NEW-P	93-18-100	308-63-020	NEW	93-08-076	308-124A-450	AMD-P	93-17-099
308-19-150	NEW-P	93-18-100	308-63-030	NEW	93-08 - 076	308-124A-460	AMD-P	93-17-099
308-19-160	NEW-P	93-18-100	308-63-040	NEW	93-08-076	308-125-010	AMD-P	93-12-127
308-19-200	NEW-P	93-18-100	308-63-050	NEW	93-08-076	308-125-010	AMD	93-17-020
308-19-210	NEW-P	93-18-100	308-63-060	NEW	93-08-076	308-125-020	AMD-P	93-12-127
308-19-220 308-19-230	NEW-P NEW-P	93-18-100 93-18-100	308-63-070 308-63-080	NEW NEW	93-08-076 93-08-076	308-125-020 308-125-030	AMD AMD-P	93-17-020 93-12-127
308-19-240	NEW-P	93-18-100	308-63-090	NEW	93-08-076	308-125-030	AMD-1	93-12-127
308-19-250	NEW-P	93-18-100	308-63-100	NEW	93-08-076	308-125-035	REP-P	93-12-127
308-19-300	NEW-P	93-18-100	308-63-110	NEW	93-08-076	308-125-035	REP	93-17-020
308-30-005	NEW	93-05-009	308-63-120	NEW	93-08-076	308-125-040	AMD-P	93-12-127
308-30-010	AMD	93-05-009	308-63-130	NEW	93-08-076	308-125-040	AMD	93-17-020
308-30-020	AMD	93-05-009	308-63-140	NEW	93-08-076	308-125-045	AMD-P	93-12-127
308-30-030	AMD	93-05-009	308-63-150	NEW	93-08-076	308-125-045	AMD	93-17-020
308-30-040 308-30-050	AMD AMD	93-05-009 93-05-009	308-63-160 308-65-010	NEW NEW	93-08-076 93-08-076	308-125-050 308-125-050	AMD-P AMD	93-12-127 93-17-020
308-30-060	AMD	93-05-009	308-65-020	NEW	93-08-076	308-125-060	AMD-P	93-17-020
308-30-000	AMD	93-05-009	308-65-030	NEW	93-08-076	308-125-060	AMD-1	93-17-020
308-30-080	AMD	93-05-009	308-65-040	NEW	93-08-076	308-125-065	NEW-P	93-12-127
308-30-090	AMD	93-05-009	308-65-050	NEW	93-08-076	308-125-065	NEW	93-17-020
308-30-110	NEW-W	93-08-083	308-65-060	NEW	93-08-076	308-125-070	AMD-P	93-12-127
308-30-120	NEW	93-05-009	308-65-070	NEW	93-08-076	308-125-070	AMD	93-17-020
308-30-130	NEW	93-05-009	308-65-080	NEW	93-08-076	308-125-085	AMD-P	93-12-127
308-30-140	NEW	93-05-009	308-65-090	NEW	93-08-076	308-125-085	AMD	93-17-020
308-30-150 308-30-155	NEW NEW	93-05-009 93-05-009	308-65-100 308-65-110	NEW NEW	93-08-076 93-08-076	308-125-090 308-125-090	AMD-P AMD	93-12-127 93-17-020
308-30-160	NEW	93-05-009	308-65-120	NEW	93-08-076	308-125-100	AMD-P	93-17-020
308-30-170	NEW-W	93-08-083	308-65-130	NEW	93-08-076	308-125-100	AMD	93-17-020
308-30-180	NEW-W	93-08-083	308-65-140	NEW	93-08-076	308-125-110	AMD-P	93-12-127
308-30-190	NEW-W	93-08-083	308-65-150	NEW	93-08-076	308-125-110	AMD	93-17-020
308-56A-115	AMD-P	93-10-073	308-65-160	NEW	93-08-076	308-125-130	AMD-P	93-12-127
308-56A-115	AMD	93-14-084	308-65-170	NEW	93-08-076	308-125-130	AMD	93-17-020
308-56A-125 308-56A-125	AMD-P AMD	93-10-073 93-14-084	308-65-180 308-65-190	NEW NEW	93-08-076 93-08-076	308-125-140 308-125-140	AMD-P AMD	93-12-127 93-17-020
308-56A-140	AMD-P	93-14-084	308-66-196	NEW-P	93-10-073	308-125-160	REP-P	93-17-020
308-56A-140	AMD-I	93-14-084	308-66-196	NEW	93-14-084	308-125-160	REP	93-17-020
308-56A-160	NEW-P	93-10-073	308-90-080	AMD-W	93-14-120	308-125-180	AMD-P	93-12-127
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308-56A-322	NEW-P	93-20-078	308-93-050	AMD	93-14-082	308-125-190	AMD-P	93-12-127
308-56A-323	NEW-P	93-20-078	308-93-070	AMD-P	93-11-076	308-125-190	AMD	93-17-020
308-56A-420	AMD-P	93-10-073	308-93-070	AMD NEW-P	93-14-082	308-125-210 308-125-210	AMD-P AMD	93-12-127 93-17-020
308-56A-420 308-61	AMD AMD	93-14-084 93-08-076	308-93-174 308-93-174	NEW-F	93-11-076 93-14-082	308-125-225	NEW-P	93-17-020
308-61-010	REP	93-08-076	308-93-460	AMD-P	93-11-076	308-125-225	NEW	93-17-020
308-61-025	REP	93-08-076	308-93-460	AMD	93-14-082	308-330-005	NEW-P	93-20-079
308-61-026	AMD	93-08-076	308-96A-005	AMD-P	93-11-069	308-330-010	NEW-P	93-20-079
308-61-030	REP	93-08-076	308-96A-005	AMD	93-14-083	308-330-030	NEW-P	93-20-079
308-61-040	REP	93-08-076	308-96A-057	AMD-P	93-11-069	308-330-100	NEW-P	93-20-079
308-61-135	AMD	93-08-076	308-96A-057	AMD	93-14-083	308-330-109	NEW-P	93-20-079
308-61-168 308-61-200	AMD REP	93-08-076 93-08-076	308-96A-066 308-96A-066	NEW-P NEW	93-11 - 069 93-14-083	308-330-112 308-330-115	NEW-P NEW-P	93-20-079 93-20-079
308-61-205	REP	93-08-076	308-96A-000 308-96A-072	NEW-P	93-11-069	308-330-113	NEW-P	93-20-079
308-61-210	REP	93-08-076	308-96A-072	NEW	93-14-083	308-330-118	NEW-P	93-20-079
308-61-220	REP	93-08-076	308-96A-295	AMD-P	93-11-069	308-330-123	NEW-P	93-20-079
308-61-230	REP	93-08-076	308-96A-295	AMD	93-14-083	308-330-127	NEW-P	93-20-079
308-61-240	REP	93-08-076	308-96A-330	AMD-P	93-11-069	308-330-133	NEW-P	93-20-079
308-61-250	REP	93-08-076	308-96A-330	AMD	93-14-083	308-330-136	NEW-P	93-20-079
308-61-260	REP	93-08-076	308-96A-560	AMD-P	93-11-069	308-330-139	NEW-P	93-20-079
308-61-270	REP	93-08-076	308-96A-560	AMD	93-14-083	308-330-142	NEW-P	93-20-079
308-61-300 308-61-305	REP REP	93-08-076 93-08-076	308-100-030 308-104-006	REP-P AMD-P	93-19-158 93-19-158	308-330-145 308-330-148	NEW-P NEW-P	93-20-079 93-20-079
308-61-310	REP REP	93-08-076	308-104-006	AMD-P AMD-P	93-19-158 93-19-158	308-330-148	NEW-P NEW-P	93-20-079
308-61-320	REP	93-08-076	308-104-040	AMD-P	93-19-158	308-330-154	NEW-P	93-20-079
300-01-320	REP	93-08-076	308-104-056	AMD-P	93-19-158	308-330-157	NEW-P	93-20-079
308-61-330				REP-P	93-19-158	308-330-160	NEW-P	93-20-079
308-61-330 308-61-340	REP	93-08-076	308-104-057	IVE:				
308-61-330 308-61-340 308-61-400	REP REP	93-08-076	308-104-080	AMD-P	93-19-158	308-330-163	NEW-P	93-20-079
308-61-330 308-61-340 308-61-400 308-61-405	REP REP REP	93-08-076 93-08-076	308-104-080 308-104-090	AMD-P AMD-P	93-19-158 93-19-158	308-330-163 308-330-169	NEW-P NEW-P	93-20-079 93-20-079
308-61-340 308-61-340 308-61-400 308-61-405 308-61-410	REP REP REP REP	93-08-076 93-08-076 93-08-076	308-104-080 308-104-090 308-104-110	AMD-P AMD-P REP-P	93-19-158 93-19-158 93-19-158	308-330-163 308-330-169 308-330-172	NEW-P NEW-P NEW-P	93-20-079 93-20-079 93-20-079
308-61-330 308-61-340 308-61-400 308-61-405	REP REP REP	93-08-076 93-08-076	308-104-080 308-104-090	AMD-P AMD-P	93-19-158 93-19-158	308-330-163 308-330-169	NEW-P NEW-P	93-20-079 93-20-079

Table [34]

Table of WAC Sections Affected

WAC#		WSR #	WAC#		WSR#	_ WAC #		WSR #
308-330-181	NEW-P	93-20-079	308-330-515	NEW-P	93-20-079	314-15-040	NEW-P	93-19-122
308-330-181	NEW-P	93-20-079	308-330-520	NEW-P	93-20-079	314-15-050	NEW-E	93-15-061
308-330-187	NEW-P	93-20-079	308-330-525	NEW-P	93-20-079	314-15-050	NEW-P	93-19-122
308-330-190	NEW-P	93-20-079	308-330-530	NEW-P	93-20-079	314-16-020	AMD-P	93-07-110
308-330-195	NEW-P	93-20-079	308-330-535	NEW-P	93-20-079	314-16-020	AMD	93-10-070
308-330-197	NEW-P	93-20-079	308-330-540	NEW-P	93-20-079	314-16-030	AMD-P	93-07-110
308-330-200	NEW-P	93-20-079	308-330-545	NEW-P	93-20-079	314-16-030	AMD-W	93-10-069
308-330-205 308-330-210	NEW-P NEW-P	93-20-079 93-20-079	308-330-550 308-330-555	NEW-P NEW-P	93-20-079 93-20-079	314-16-050 314-16-090	AMD-P AMD-P	93-17-068 93-12-118
308-330-210	NEW-P	93-20-079	308-330-560	NEW-P	93-20-079	314-16-090	AMD	93-15-025
308-330-220	NEW-P	93-20-079	308-330-565	NEW-P	93-20-079	314-16-150	AMD-P	93-17-069
308-330-225	NEW-P	93-20-079	308-330-600	NEW-P	93-20-079	314-16-190	AMD-P	93-06-066
308-330-230	NEW-P	93-20-079	308-330-610	NEW-P	93-20-079	314-16-190	AMD	93-10-092
308-330-235	NEW-P	93-20-079	308-330-620	NEW-P	93-20-079	314-16-196	AMD-P	93-06-066
308-330-240	NEW-P	93-20-079	308-330-630	NEW-P NEW-P	93-20-079	314-16-196	AMD	93-10-092
308-330-245 308-330-250	NEW-P NEW-P	93-20-079 93-20-079	308-330-640 308-330-650	NEW-P	93-20-079 93-20-079	314-16-250 314-16-250	AMD-P AMD	93-12-119 93-15-026
308-330-255	NEW-P	93-20-079	308-330-660	NEW-P	93-20-079	314-20-015	AMD-P	93-13-020
308-330-260	NEW-P	93-20-079	308-330-700	NEW-P	93-20-079	314-20-015	AMD	93-11-028
308-330-265	NEW-P	93-20-079	308-330-705	NEW-P	93-20-079	314-20-030	AMD-P	93-07-110
308-330-270	NEW-P	93-20-079	308-330-710	NEW-P	93-20-079	314-20-030	AMD	93-10-070
308-330-275	NEW-P	93-20-079	308-330-720	NEW-P	93-20-079	314-20-070	AMD-P	93-06-066
308-330-300	NEW-P NEW-P	93-20-079 93-20-079	308-330-730 308-330-740	NEW-P NEW-P	93-20-079 93-20-079	314-20-070 314-20-180	AMD NEW-E	93-10-092 93-11-027
308-330-305 308-330-307	NEW-P NEW-P	93-20-079	308-330-740	NEW-P	93-20-079	314-20-180	NEW-E NEW-P	93-11-027
308-330-307	NEW-P	93-20-079	308-330-810	NEW-P	93-20-079	314-20-180	NEW	93-15-023
308-330-310	NEW-P	93-20-079	308-330-815	NEW-P	93-20-079	314-24-095	AMD-P	93-07-109
308-330-312	NEW-P	93-20-079	308-330-820	NEW-P	93-20-079	314-24-095	AMD	93-11-028
308-330-314	NEW-P	93-20-079	308-330-825	NEW-P	93-20-079	314-24-160	AMD-P	93-07-109
308-330-316	NEW-P	93-20-079	308-330-910	NEW-P	93-20-079	314-24-160	AMD	93-11-028
308-330-320 308-330-322	NEW-P NEW-P	93-20-079 93-20-079	314-10-010 314-10-010	NEW-E NEW-P	93-15-062 93-19-123	314-24-190 314-24-200	AMD-P AMD-P	93-20-087 93-20-087
308-330-322	NEW-P	93-20-079	314-10-010	NEW-E	93-15-062	314-38-050	NEW-P	93-17-071
308-330-327	NEW-P	93-20-079	314-10-020	NEW-P	93-19-123	314-38-050	NEW	93-20-031
308-330-329	NEW-P	93-20-079	314-10-030	NEW-E	93-15-062	314-40-030	AMD-P	93-07-109
308-330-330	NEW-P	93-20-079	314-10-030	NEW-P	93-19-123	314-40-030	AMD	93-11-028
308-330-360	NEW-P	93-20-079	314-10-040	NEW-P	93-19-123	314-52-080	AMD-P	93-07-109
308-330-365	NEW-P NEW-P	93-20-079 93-20-079	314-10-050 314-10-050	NEW-E NEW-P	93-15-062 93-19-123	314-52-080 314-70-050	AMD NEW-P	93-11-028 93-07-109
308-330-370 308-330-375	NEW-P	93-20-079	314-10-060	NEW-E	93-15-062	314-70-050	NEW	93-11-028
308-330-400	NEW-P	93-20-079	314-10-060	NEW-P	93-19-123	315-02-230	NEW	93-04-004
308-330-403	NEW-P	93-20-079	314-10-070	NEW-E	93-15-062	315-06-120	AMD	93-04-004
308-330-406	NEW-P	93-20-079	314-10-070	NEW-P	93-19-123	315-06-125	AMD	93-04-004
308-330-408	NEW-P	93-20-079	314-10-080	NEW-E	93-15-062	315-06-125	AMD-P	93-07-121
308-330-409	NEW-P	93-20-079	314-10-080	NEW-P	93-19-123	315-06-125	AMD	93-11-056
308-330-412	NEW-P NEW-P	93-20-079 93-20-079	314-10-090 314-10-090	NEW-E NEW-P	93-15-062 93-19-123	315-06-125 315-06-125	AMD-P AMD-W	93-16-096 93-19-032
308-330-415 308-330-418	NEW-P	93-20-079	314-10-100	NEW-E	93-15-062	315-06-125	AMD-P	93-19-032
308-330-410	NEW-P	93-20-079	314-10-100	NEW-P	93-19-123	315-06-130	AMD	93-04-004
308-330-423	NEW-P	93-20-079	314-10-110	NEW-E	93-15-062	315-11-400	REP-P	93-12-104
308-330-425	NEW-P	93-20-079	314-10-110	NEW-P	93-19-123	315-11-400	REP	93-15-019
308-330-430	NEW-P	93-20-079	314-12-015	AMD-P	93-12-120	315-11-401	REP-P	93-12-104
308-330-433	NEW-P	93-20-079	314-12-015	AMD	93-15-027	315-11-401	REP	93-15-019 93-12-104
308-330-436	NEW-P NEW-P	93-20-079 93-20-079	314-12-020 314-12-020	AMD-P AMD-W	93-07-110 93-10-069	315-11-402 315-11-402	REP-P REP	93-12-104
308-330-439 308-330-442	NEW-P NEW-P	93-20-079	314-12-020	AMD-W AMD-P	93-10-009	315-11-402	REP-P	93-13-019
308-330-445	NEW-P	93-20-079	314-12-020	AMD	93-15-024	315-11-410	REP	93-15-019
308-330-448	NEW-P	93-20-079	314-12-025	AMD-P	93-07-110	315-11-411	REP-P	93-12-104
308-330-451	NEW-P	93-20-079	314-12-025	AMD	93-10-070	315-11-411	REP	93-15-019
308-330-454	NEW-P	93-20-079	314-12-030	AMD-P	93-06-066	315-11-412	REP-P	93-12-104
308-330-457	NEW-P	93-20-079	314-12-030	AMD	93-10-092	315-11-412	REP	93-15-019
308-330-460	NEW-P	93-20-079	314-12-030	AMD-P	93-15-117	315-11-420	REP-P	93-12-104
308-330-462 308-330-464	NEW-P NEW-P	93-20-079 93-20-079	314-12-030 314-12-140	AMD AMD-P	93-18-094 93-07-110	315-11-420 315-11-421	REP REP-P	93-15-019 93-12-104
308-330-466 308-330-466	NEW-P NEW-P	93-20-079	314-12-140	AMD-P	93-10-070	315-11-421	REP	93-12-104
308-330-469	NEW-P	93-20-079	314-12-142	NEW-P	93-17-070	315-11-422	REP-P	93-12-104
308-330-472	NEW-P	93-20-079	314-15-010	NEW-E	93-15-061	315-11-422	REP	93-15-019
308-330-475	NEW-P	93-20-079	314-15-010	NEW-P	93-19-122	315-11-430	REP-P	93-12-104
308-330-478	NEW-P	93-20-079	314-15-020	NEW-E	93-15-061	315-11-430	REP	93-15-019
308-330-481	NEW-P	93-20-079 93-20-079	314-15-020 314-15-030	NEW-P NEW-E	93-19-122 93-15-061	315-11-431 315-11-431	REP-P REP	93-12-104 93-15-019
308-330-500 308-330-505	NEW-P NEW-P	93-20-079 93-20-079	314-15-030	NEW-E NEW-P	93-15-061	315-11-431	REP-P	93-13-019
308-330-503	NEW-P	93-20-079	314-15-040	NEW-E	93-15-061	315-11-432	REP	93-15-019
200 220 2.0	_ · · · · ·	== = · ·		[25]				Table

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WAC #		WSR #	WAC #		WSR #	WAC #		WSR #_
215 11 440	DED D	02 12 104	215 11 560	DED	03 15 010	215 114 101	NEW	02 15 010
315-11-440 315-11-440	REP-P REP	93-12-104 93-15-019	315-11-560 315-11-561	REP REP-P	93-15-019 93-12-104	315-11A-101 315-11A-102	NEW NEW-P	93-15-019 93-12-104
315-11-441	REP-P	93-12-104	315-11-561	REP	93-15-019	315-11A-102	NEW	93-15-019
315-11-441	REP	93-15-019	315-11-562	REP-P	93-12-104	315-11A-103	NEW-P	93-12-104
315-11-442	REP-P	93-12-104	315-11-562	REP	93-15-019	315-11A-103	NEW	93-15-019
315-11-442	REP	93-15-019	315-11-570	REP-P	93-12-104	315-11A-104	NEW-P	93-12-104
315-11-450	REP-P	93-12-104	315-11-570	REP	93-15-019	315-11A-104	NEW	93-15-019
315-11-450	REP	93-15-019	315-11-571	REP-P REP	93-12-104	315-11A-105	NEW-P	93-12-104 93-15-019
315-11-451 315-11-451	REP-P REP	93-12-104 93-15-019	315-11-571 315-11-572	REP-P	93-15-019 93-12-104	315-11A-105 315-11A-106	NEW NEW-P	93-16-096
315-11-452	REP-P	93-12-104	315-11-572	REP	93-15-019	315-11A-106	NEW	93-19-052
315-11-452	REP	93-15-019	315-11-580	REP-P	93-12-104	315-11A-107	NEW-P	93-16-096
315-11-460	REP-P	93-12-104	315-11-580	REP	93-15-019	315-11A-107	NEW	93-19-052
315-11-460	REP	93-15-019	315-11-581	REP-P	93-12-104	315-11A-108	NEW-P	93-16-096
315-11-461	REP-P	93-12-104	315-11-581	REP	93-15-019	315-11A-108	NEW	93-19-052
315-11-461	REP	93-15-019	315-11-582	REP-P	93-12-104	315-11A-109	NEW-P NEW	93-16-096 93-19-052
315-11-462 315-11-462	REP-P REP	93-12-104 93-15-019	315-11-582 315-11-590	REP REP-P	93-15-019 93-12-104	315-11A-109 315-11A-110	NEW-P	93-19-032
315-11-470	REP-P	93-13-019	315-11-590	REP-F	93-12-104	315-11A-111	NEW-P	93-19-133
315-11-470	REP	93-15-019	315-11-591	REP-P	93-12-104	315-11A-112	NEW-P	93-19-133
315-11-471	REP-P	93-12-104	315-11-591	REP	93-15-019	315-11A-113	NEW-P	93-19-133
315-11-471	REP	93-15-019	315-11-592	REP-P	93-12-104	315-20-005	NEW-P	93-12-104
315-11-472	REP-P	93-12-104	315-11-592	REP	93-15-019	315-20-005	NEW	93-15-019
315-11-472	REP	93-15-019	315-11-890	AMD-P	93-03-094	315-20-070	REP-P	93-12-104
315-11-480	REP-P	93-12-104	315-11-890	AMD NEW	93-07-016 93-03-008	315-20-070 315-20-075	REP NEW-P	93-15-019 93-12-104
315-11-480 315-11-481	REP REP-P	93-15-019 93-12-104	315-11-920 315-11-921	NEW	93-03-008	315-20-075	NEW-F	93-12-104
315-11-481	REP	93-15-019	315-11-922	NEW	93-03-008	315-20-080	REP-P	93-12-104
315-11-482	REP-P	93-12-104	315-11-930	NEW	93-03-008	315-20-080	REP	93-15-019
315-11-482	REP	93-15-019	315-11-931	NEW	93-03-008	315-20-085	NEW-P	93-12-104
315-11-490	REP-P	93-12-104	315-11-932	NEW	93-03-008	315-20-085	NEW	93-15-019
315-11-490	REP	93-15-019	315-11-940	NEW	93-03-008	315-20-090	REP-P	93-12-104
315-11-491	REP-P	93-12-104	315-11-941	NEW NEW	93-03-008 93-03-008	315-20-090 315-20-095	REP NEW-P	93-15-019 93-12-104
315-11-491 315-11-492	REP REP-P	93-15-019 93-12-104	315-11-942 315-11-950	NEW-P	93-03-008	315-20-095	NEW	93-15-019
315-11-492	REP	93-15-019	315-11-950	NEW	93-07-016	315-20-100	REP-P	93-12-104
315-11-500	REP-P	93-12-104	315-11-951	NEW-P	93-03-094	315-20-100	REP	93-15-019
315-11-500	REP	93-15-019	315-11-951	NEW	93-07-016	315-20-105	NEW-P	93-12-104
315-11-501	REP-P	93-12-104	315-11-952	NEW-P	93-03-094	315-20-105	NEW	93-15-019
315-11-501	REP	93-15-019	315-11-952 315-11-960	NEW	93-07-016 93-03-094	315-20-110 315-20-110	REP-P REP	93-12-104 93-15-019
315-11-502 315-11-502	REP-P REP	93-12-104 93-15-019	315-11-960	NEW-P NEW	93-03-094	315-20-110	NEW-P	93-13-019
315-11-510	REP-P	93-12-104	315-11-961	NEW-P	93-03-094	315-20-115	NEW	93-15-019
315-11-510	REP	93-15-019	315-11-961	NEW	93-07-016	315-20-120	REP-P	93-12-104
315-11-511	REP-P	93-12-104	315-11-962	NEW-P	93-03-094	315-20-120	REP	93-15-019
315-11-514	REP	93-15-019	315-11-962	NEW	93-07-016	315-20-130	REP-P	93-12-104
315-11-512	REP-P	93-12-104	315-11-970	NEW-P	93-03-094	315-20-130	REP	93-15-019
315-11-512	REP REP-P	93-15-019 93-12-104	315-11-970 315-11-971	NEW NEW-P	93-07-016 93-03-094	315-20-140 315-20-140	REP-P REP	93-12-104 93-15-019
315-11-520 315-11-520	REP	93-12-104	315-11-971	NEW-F	93-07-016	315-20-150	REP-P	93-12-104
315-11-521	REP-P	93-12-104	315-11-972	NEW-P	93-03-094	315-20-150	REP	93-15-019
315-11-521	REP	93-15-019	315-11-972	NEW	93-07-016	315-33A-030	AMD-P	93-16-096
315-11-522	REP-P	93-12-104	315-11-980	NEW-P	93-07-121	315-33A-030	AMD	93-19-052
315-11-522	REP	93-15-019	315-11-980	NEW	93-11-056	315-33A-050	AMD-P	93-16-096
315-11-530	REP-P	93-12-104	315-11-981	NEW-P	93-07-121	315-33A-050	AMD	93-19-052
315-11-530	REP	93-15-019	315-11-981	NEW NEW-P	93-11-056 93-07-121	315-33A-060	AMD-P AMD	93-16-096 93-19-052
315-11-531 315-11-531	REP-P REP	93-12-104 93-15-019	315-11-982 315-11-982	NEW-P	93-11-056	315-33A-060 315-33B-060	AMD-P	93-19-032
315-11-532	REP-P	93-12-104	315-11-990	NEW-P	93-07-121	315-33B-060	AMD	93-19-052
315-11-532	REP	93-15-019	315-11-990	NEW	93-11-056	315-34-040	AMD	93-03-008
315-11-540	REP-P	93-12-104	315-11-990	AMD-P	93-16-096	317-01-010	NEW-P	93-06-086
315-11-540	REP	93-15-019	315-11-990	AMD	93-19-052	317-01-010	NEW	93-11-004
315-11-541	REP-P	93-12-104	315-11-991	NEW-P	93-07-121	317-01-020	NEW-P	93-06-086
315-11-541	REP	93-15-019	315-11-991	NEW AMD B	93-11-056	317-01-020	NEW D	93-11-004
315-11-542 315-11-542	REP-P REP	93-12-104 93-15-019	315-11-991 315-11-991	AMD-P AMD	93-16-096 93-19-052	317-01-030 317-01-030	NEW-P NEW	93-06-086 93-11-004
315-11-542 315-11-550	REP-P	93-15-019 93-12-104	315-11-991	NEW-P	93-19-032	317-01-030	NEW-P	93-11-004
315-11-550	REP	93-12-104	315-11-992	NEW	93-11-056	317-02-010	NEW	93-11-003
315-11-551	REP-P	93-12-104	315-11-992	AMD-P	93-16-096	317-02-020	NEW-P	93-06-087
315-11-551	REP	93-15-019	315-11-992	AMD	93-19-052	317-02-020	NEW	93-11-003
315-11-552	REP-P	93-12-104	315-11A-100	NEW-P	93-07-121	317-02-030	NEW-P	93-06-087
315-11-552	REP	93-15-019	315-11A-100	NEW	93-11-056	317-02-030	NEW D	93-11-003
315-11-560	REP-P	93-12-104	I 315-11A-101	NEW-P	93-12-104	317-02-040	NEW-P	93-06-087
Table				[36]				

Table [36]

Table of WAC Sections Affected

WAC #		WSR #	WAC #		WSR #	WAC #		WSR #
317-02-040	NEW	93-11-003	317-20-160	NEW-P	93-02-055	318-04-020	AMD	93-14-105
317-02-050	NEW-P	93-06-087	317-20-160	NEW	93-07-005	318-04-030	AMD-P	93-11-072
317-02-050	NEW	93-11-003	317-20-165	NEW-P	93-02-055	318-04-030	AMD	93-14-105
317-02-060	NEW-P	93-06-087	317-20-165	NEW	93-07-005	318-04-030	AMD-E	93-14-106
317-02-060	NEW	93-11-003	317-20-170	NEW-P	93-02-055	318-04-050	AMD-P	93-11-072
317-02-070	NEW-P	93-06-087	317-20-170 317-20-180	NEW NEW-P	93-07-005 93-02-055	318-04-050 326-02-031	AMD NEW-P	93-14-105 93-12-135
317-02-070 317-02-080	NEW NEW-P	93-11-003 93-06-087	317-20-180	NEW-F	93-07-005	326-02-031	NEW-E	93-12-136
317-02-080	NEW	93-11-003	317-20-190	NEW-P	93-02-055	326-02-031	NEW	93-16-080
317-02-090	NEW-P	93-06-087	317-20-190	NEW	93-07-005	326-02-032	NEW-P	93-12-135
317-02-090	NEW	93-11-003	317-20-200	NEW-P	93-02-055	326-02-032	NEW-E	93-12-136
317-02-100	NEW-P	93-06-087	317-20-200	NEW	93-07-005	326-02-033	NEW-P	93-12-135
317-02-100	NEW	93-11-003	317-20-210	NEW-P	93-02-055	326-02-033	NEW-E	93-12-136
317-02-110	NEW-P	93-06-087	317-20-210 317-20-220	NEW NEW-P	93-07-005 93-02-055	326-02-033 326-02-034	NEW NEW-P	93-16-080 93-12-135
317-02-110 317-02-120	NEW NEW-P	93-11-003 93-06-087	317-20-220	NEW-P	93-02-033	326-02-034	NEW-E	93-12-136
317-02-120	NEW	93-11-003	317-20-230	NEW-P	93-02-055	326-20-125	NEW	93-16-080
317-03-010	NEW-P	93-06-088	317-20-230	NEW	93-07-005	326-30-042	NEW-E	93-15-088
317-03-010	NEW	93-11-002	317-20-240	NEW-P	93-02-055	326-30-051	AMD-E	93-16-081
317-03-020	NEW-P	93-06-088	317-20-240	NEW	93-07-005	326-40-010	AMD-E	93-05-037
317-03-020	NEW	93-11-002	317-20-900	NEW-P	93-02-055	326-40-060	AMD-E	93-16-081
317-03-030	NEW-P	93-06-088	317-20-900	NEW	93-07-005	332-24-710	NEW	93-03-007
317-03-030	NEW-W	93-19-050	317-30-010	NEW-P	93-02-054 93-07-003	332-24-720 332-24-720	NEW-P	93-03-064 93-07-002
317-05-010 317-05-010	NEW-P NEW	93-02-053 93-07-004	317-30-010 317-30-020	NEW NEW-P	93-02-054	332-24-720	NEW NEW-P	93-07-002
317-05-010	NEW-P	93-02-053	317-30-020	NEW	93-02-034	332-24-730	NEW-P	93-10-107
317-05-020	NEW	93-07-004	317-30-030	NEW-P	93-02-054	332-24-730	NEW-W	93-10-108
317-05-030	NEW-P	93-02-053	317-30-030	NEW	93-07-003	332-24-730	NEW	93-14-016
317-05-030	NEW	93-07-004	317-30-040	NEW-P	93-02-054	332-24-735	NEW-P	93-19-080
317-10-035	AMD-P	93-09-069	317-30-040	NEW	93-07-003	332-26-010	NEW-E	93-15-048
317-10-035	AMD	93-14-096	317-30-050	NEW-P	93-02-054	332-26-040	NEW-E	93-15-048
317-10-060	AMD-P	93-06-089	317-30-050	NEW	93-07-003	332-26-050	NEW-E	93-15-048
317-10-060	AMD	93-11-001 93-02-055	317-30-060 317-30-060	NEW-P NEW	93-02-054 93-07-003	332-26-060 332-26-080	NEW-E NEW-E	93-15-048 93-09-020
317-20 317-20	NEW-P NEW	93-02-033	317-30-000	NEW-P	93-02-054	332-26-080	AMD-E	93-10-058
317-20	NEW-P	93-02-055	317-30-070	NEW	93-07-003	352-12-020	AMD	93-08-025
317-20-010	NEW	93-07-005	317-30-080	NEW-P	93-02-054	352-12-020	AMD-E	93-10-060
317-20-020	NEW-P	93-02-055	317-30-080	NEW	93-07-003	352-12-020	RESCIND	93-14-068
317-20-020	NEW	93-07-005	317-30-090	NEW-P	93-02-054	352-12-030	AMD	93-08-025
317-20-025	NEW	93-07-005	317-30-090	NEW	93-07-003	352-12-030	AMD-E	93-10-060
317-20-030	NEW-P	93-02-055	317-30-100	NEW-P	93-02-054 93-07-003	352-12-020 352-12-050	RESCIND AMD	93-14-068 93-06-001
317-20-030 317-20-040	NEW NEW-P	93-07-005 93-02-055	317-30-100 317-30-110	NEW NEW-P	93-07-003	352-32-010	AMD	93-06-001
317-20-040	NEW	93-07-005	317-30-110	NEW	93-07-003	352-32-010	AMD	93-08-025
317-20-050	NEW-P	93-02-055	317-30-120	NEW-P	93-02-054	352-32-030	AMD	93-06-001
317-20-050	NEW	93-07-005	317-30-120	NEW	93-07-003	352-32-035	AMD	93-06-001
317-20-055	NEW-P	93-02-055	317-30-130	NEW-P	93-02-054	352-32-120	AMD	93-06-001
317-20-055	NEW	93-07-005	317-30-130	NEW	93-07-003	352-32-250	AMD	93-08-025
317-20-060	NEW-P	93-02-055	317-30-140	NEW-P	93-02-054 93-07-003	352-32-250 352-32-250	AMD-E AMD-E	93-10-060 93-14-069
317-20-060 317-20-065	NEW NEW-P	93-07-005 93-02-055	317-30-140 317-30-150	NEW NEW-P	93-07-003	352-32-250	AMD-E AMD-P	93-14-009
317-20-065	NEW-P	93-07-005	317-30-150	NEW	93-07-003	352-32-250	AMD	93-19-113
317-20-066	NEW-P	93-02-055	317-30-900	NEW-P	93-02-054	352-32-252	AMD	93-08-025
317-20-066	NEW	93-07-005	317-30-900	NEW	93-07-003	352-32-252	AMD-E	93-10-060
317-20-070	NEW-P	93-02-055	317-100-010	NEW-P	93-09-070	352-32-252	RESCIND	93-14-068
317-20-070	NEW	93-07-005	317-100-010	NEW	93-14-097	352-32-285	AMD	93-06-001
317-20-080	NEW-P	93-02-055	317-100-020	NEW-P	93-09-070	352-67-010	NEW-P	93-16-066
317-20-080	NEW	93-07-005	317-100-020 317-100-030	NEW NEW-P	93-14-097 93-09-070	352-67-020 352-67-030	NEW-P NEW-P	93-16-066 93-16-066
317-20-090 317-20-090	NEW-P NEW	93-02-055 93-07-005	317-100-030	NEW-P	93-14-097	352-67-040	NEW-P	93-16-066
317-20-100	NEW-P	93-02-055	317-100-030	NEW-P	93-09-070	352-67-050	NEW-P	93-16-066
317-20-100	NEW	93-07-005	317-100-040	NEW	93-14-097	352-70-010	AMD-P	93-16-065
317-20-110	NEW-P	93-02-055	317-100-050	NEW-P	93-09-070	352-70-010	AMD	93-20-018
317-20-110	NEW	93-07-005	317-100-050	NEW	93-14-097	352-70-020	AMD-P	93-16-065
317-20-120	NEW-P	93-02-055	317-100-060	NEW-P	93-09-070	352-70-020	AMD	93-20-018
317-20-120	NEW	93-07-005	317-100-060	NEW	93-14-097	352-70-040	AMD-P	93-16-065
317-20-130	NEW-P	93-02-055	317-100-070	NEW-P	93-09-070	352-70-040	AMD B	93-20-018
317-20-130	NEW D	93-07-005 93-02-055	317-100-070 317-100-080	NEW NEW-P	93-14-097 93-09-070	352-70-050 352-70-050	AMD-P AMD	93-16-065 93-20-018
317-20-140 317-20-140	NEW-P NEW	93-02-035	317-100-080	NEW-P	93-14-097	352-70-050	AMD-P	93-20-018
317-20-140	NEW-P	93-07-003	317-100-000	NEW-P	93-09-070	352-70-060	AMD	93-20-018
	NEW	93-07-005	317-100-090	NEW	93-14-097	356-05-157	NEW-P	93-04-097
317-20-150	, 123		318-04-020	AMD-P	93-11-072	356-05-157	NEW-C	93-08-046

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			1					
WAC #	<u>-</u>	WSR #	WAC #		WSR #	WAC #		WSR #
356-05-157	NEW-W	93-10-026	356-18-110	AMD-C	93-12-084	356-47-010	REP-P	93-14-063
356-05-157	NEW-P	93-10-028	356-18-110	AMD-C	93-14-060	356-47-010	REP	93-19-153
356-05-157	NEW-C	93-14-056	356-18-110	AMD-E	93-14-066	356-47-020	REP-E	93-14-061
356-05-157	NEW-C	93-18-048	356-18-110	AMD-C	93-18-052	356-47-020	REP-P	93-14-063
356-05-157	NEW-W	93-19-156	356-18-110	AMD	93-19-152	356-47-020	REP	93-19-153
356-05-160 356-05-171	REP-W NEW-P	93-02-035 93-14-059	356-18-145	NEW-P NEW-C	93-08-072	356-47-030	REP-E	93-14-061
356-05-171	NEW-F	93-14-066	356-18-145 356-18-145	NEW-C	93-12-084 93-14-060	356-47-030 356-47-030	REP-P REP	93-14-063 93-19-153
356-05-171	NEW-C	93-14-050	356-18-145	NEW-E	93-14-066	356-47-040	REP-E	93-14-061
356-05-171	NEW	93-19-152	356-18-145	NEW-C	93-18-052	356-47-040	REP-P	93-14-063
356-05-214	REP-P	93-17-017	356-18-145	NEW	93-19-152	356-47-040	REP	93-19-153
356-05-307	NEW-P	93-12-100	356-18-150	AMD-P	93-08-072	356-47-045	REP-E	93-14-061
356-05-307 356-06-003	NEW-W NEW-E	93-16-021	356-18-150	AMD-C	93-12-084	356-47-045	REP-P	93-14-063
356-06-003	NEW-E NEW-P	93-14-092 93-16-020	356-18-150 356-18-150	AMD-C AMD-E	93-14-060 93-14-066	356-47-045 356-47-046	REP REP-E	93-19-153 93-14-061
356-06-003	NEW	93-19-147	356-18-150	AMD-C	93-18-052	356-47-046	REP-P	93-14-063
356-06-080	AMD-E	93-14-092	356-18-150	AMD	93-19-152	356-47-046	REP	93-19-153
356-06-080	AMD-P	93-16-020	356-18-230	REP-P	93-02-037	356-47-060	REP-E	93-14-061
356-06-080	AMD	93-19-147	356-18-230	REP	93-06-081	356-47-060	REP-P	93-14-063
356-09-040	AMD-P	93-12-100	356-22-005	NEW-P	93-10-028	356-47-060	REP	93-19-153
356-09-040	AMD-W	93-16-021	356-22-005	NEW-C	93-14-056	356-47-065	REP-E	93-14-061
356-09-050 356-09-050	AMD-P AMD-W	93-12-100 93-16-021	356-22-005 356-22-005	NEW-C NEW-W	93-18-048 93 - 19-156	356-47-065 356-47-065	REP-P REP	93-14-063 93-19-153
356-10-020	AMD-W	93-14-092	356-22-003	AMD	93-19-136	356-47-070	REP-E	93-19-153
356-10-020	AMD-P	93-16-020	356-22-070	AMD-P	93-08-047	356-47-070	REP-P	93-14-063
356-10-020	AMD	93-19-147	356-22-070	AMD	93-12-085	356-47-070	REP	93-19-153
356-10-030	AMD-P	93-04-097	356-22-125	NEW-P	93-14-065	356-47-080	REP-E	93-14-061
356-10-030	AMD-C	93-08-046	356-22-125	NEW-C	93-18-046	356-47-080	REP-P	93-14-063
356-10-030	AMD-W	93-10-026	356-26-030	AMD-P	93-08-042	356-47-080	REP	93-19-153
356-10-050 356-10-050	AMD-P AMD-C	93-14-064 93-18-049	356-26-030	AMD AMD	93-12-088 93-02-040	356-47-090	REP-E	93-14-061
356-10-050	AMD-C	93-18-049	356-26-040 356-26-060	AMD-P	93-02-040	356-47-090 356-47-090	REP-P REP	93-14-063 93-19-153
356-10-060	AMD-P	93-08-043	356-26-060	AMD-C	93-06-077	356-47-100	REP-E	93-14-061
356-10-060	AMD-C	93-12-083	356-26-060	AMD	93-08-048	356-47-100	REP-P	93-14-063
356-10-060	AMD-C	93-14-058	356-26-060	AMD-P	93-12-102	356-47-100	REP	93-19-153
356-10-060	AMD-P	93-14-064	356-26-060	AMD-E	93-14-092	356-47-120	REP-E	93-14-061
356-10-060	AMD-C	93-18-049	356-26-060	AMD-P	93-16-020	356-47-120	REP-P	93-14-063
356-10-060 356-10-060	AMD AMD-W	93-19-154 93-19-157	356-26-060 356-26-060	AMD-W AMD	93-16-021 93-19-147	356-47-120 356-56-020	REP NEW E	93-19-153
356-14-075	AMD-W	93-19-137	356-26-075	NEW-E	93-15-018	356-56-020	NEW-E NEW-P	93-14-091 93-16-019
356-14-075	AMD	93-12-087	356-26-075	NEW-P	93-18-051	356-56-020	NEW-C	93-19-146
356-14-110	AMD-P	93-14-092	356-26-100	AMD-E	93-14-092	356-56-021	NEW-E	93-14-091
356-14-110	AMD-P	93-16-020	356-26-100	AMD-P	93-16-020	356-56-021	NEW-P	93-16-019
356-14-110	AMD	93-19-147	356-26-100	AMD	93-19-147	356-56-021	NEW-C	93-19-146
356-14-220	AMD-W	93-02-035	356-26-105	NEW-P	93-12-101	365-24-010	REP-P	93-15-086
356-14-260 356-14-260	AMD-P AMD-C	93-08-072 93-12-084	356-26-105 356-26-110	NEW-W AMD-P	93-16-021 93-14-062	365-24-010 365-24-020	REP REP-P	93-19-102 93-15-086
356-14-260	AMD-C	93-14-060	356-26-110	AMD-C	93-18-047	365-24-020	REP	93-19-102
356-14-260	AMD-E	93-14-066	356-26-110	AMD-C	93-19-145	365-24-030	REP-P	93-15-086
356-14-260	AMD-C	93-18-052	356-30-130	AMD-P	93-08-042	365-24-030	REP	93-19-102
356-14-260	AMD	93-19-152	356-30-130	AMD	93-12-088	365-24-040	REP-P	93-15-086
356-15-030	AMD-W	93-02-035	356-30-260	AMD-P	93-06-079	365-24-040	REP	93-19-102
356-15-030 356-15-030	AMD-P AMD-C	93-08-072 93-12-084	356-30-260 356-30-260	AMD-C AMD-W	93-09-058 93-14-055	365-24-050 365-24-050	REP-P REP	93-15-086 93-19-102
356-15-030	AMD-C	93-14-060	356-30-330	AMD-C	93-02-036	365-24-060	REP-P	93-15-086
356-15-030	AMD-E	93-14-066	356-30-330	AMD-C	93-04-099	365-24-060	REP	93-19-102
356-15-030	AMD-C	93-18-052	356-30-330	AMD-C	93-08-045	365-24-100	REP-P	93-15-086
356-15-030	AMD	93-19-152	356-30-330	AMD-W	93-09-060	365-24-100	REP	93-19-102
356-15-033	NEW-W	93-02-035	356-30-331	NEW-E	93-09-003	365-24-110	REP-P	93-15-086
356-15-050	AMD-W	93-02-035	356-30-331	NEW-P	93-09-057	365-24-110	REP	93-19-102
356-15-060 356-15-060	AMD-P AMD-C	93-02-039 93-06-080	356-30-331	NEW-C NEW	93-14-057	365-24-210	REP-P	93-15-086
356-15-060	AMD-C AMD-C	93-09-059	356-30-331 356-34-020	AMD-W	93-16-022 93-02-035	365-24-210 365-24-220	REP REP-P	93-19-102 93-15-086
356-15-060	AMD	93-12-086	356-34-022	NEW-W	93-02-035	365-24-220	REP	93-19-102
356-15-080	AMD-W	93-02-035	356-34-090	AMD	93-02-040	365-24-230	REP-P	93-15-086
356-15-100	AMD-W	93-02-035	356-35-010	AMD-C	93-02-041	365-24-230	REP	93-19-102
356-18-060	AMD-P	93-08-072	356-35-010	AMD-C	93-04-098	365-24-240	REP-P	93-15-086
356-18-060	AMD-C	93-12-084	356-35-010	AMD-C	93-06-078	365-24-240	REP	93-19-102
356-18-060 356-18-060	AMD-C	93-14-060	356-35-010	AMD-W	93-07-054	365-24-310	REP-P	93-15-086
356-18-060 356-18-060	AMD-E AMD-C	93-14-066 93-18-052	356-35-010 356-35-010	AMD-P AMD	93-10-027 93-14-067	365-24-310 365-24-312	REP REP-P	93-19-102 93-15-086
356-18-060	AMD-C AMD	93-18-032	356-47	REP-C	93-14-067	365-24-312 365-24-312	REP-P REP	93-13-080
356-18-110	AMD-P	93-08-072	356-47-010	REP-E	93-14-061	365-24-320	REP-P	93-15-086
Table								
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WAC #		WSR #	WAC #		WSR #	WAC#		WSR #
365-24-320	REP	93-19-102	365-24-920	REP-P	93-15-086	365-195-825	NEW	93-17-040
365-24-330	REP-P	93-15-086	365-24-920	REP	93-19-102	365-195-830	AMD-P	93-13-138
365-24-330	REP	93-19-102	365-24-930	REP-P	93-15-086	365-195-830	AMD	93-17-040
365-24-410	REP-P	93-15-086	365-24-930	REP	93-19-102	365-195-835	NEW-P	93-13-138
365-24-410	REP	93-19-102	365-24-940	REP-P	93-15-086	365-195-835	NEW	93-17-040
365-24-420 365-24-420	REP-P REP	93-15-086 93-19-102	365-24-940 365-24-950	REP REP-P	93-19-102 93-15-086	365-195-840	AMD-P	93-13-138
365-24-430	REP-P	93-15-086	365-24-950	REP	93-19-102	365-195-840 365-195-845	AMD NEW-P	93-17-040 93-13-138
365-24-430	REP	93-19-102	365-24-960	REP-P	93-15-086	365-195-845	NEW	93-17-040
365-24-440	REP-P	93-15-086	365-24-960	REP	93-19-102	365-195-850	NEW-P	93-13-138
365-24-440	REP	93-19-102	365-135-020	AMD-P	93-09-061	365-195-850	NEW	93-17-040
365-24-450	REP-P	93-15-086	365-135-020	AMD	93-13-012	365-195-855	NEW-P	93-13-138
365-24-450	REP	93-19-102 93-15-086	365-135-040 365-135-040	AMD-P	93-09-061	365-195-855	NEW	93-17-040
365-24-460 365-24-460	REP-P REP	93-15-086	365-135-050	AMD AMD-P	93-13-012 93-09-061	365-195-860 365-195-860	NEW-P NEW	93-13-138
365-24-510	REP-P	93-15-086	365-135-050	AMD	93-13-012	365-195-865	NEW-P	93-17-040 93-13-138
365-24-510	REP	93-19-102	365-135-070	NEW-P	93-09-061	365-195-865	NEW	93-17-040
365-24-520	REP-P	93-15-086	365-135-070	NEW	93-13-012	365-300-010	NEW-E	93-07-063
365-24-520	REP	93-19-102	365-140-030	AMD-P	93-08-087	365-300-010	NEW-P	93-07-112
365-24-530	REP-P	93-15-086	365-140-030	AMD	93-18-021	365-300-010	NEW	93-11-039
365-24-530	REP	93-19-102	365-140-040	AMD-P	93-08-087	365-300-020	NEW-E	93-07-063
365-24-540 365-24-540	REP-P REP	93-15-086 93-19-102	365-140-040 365-140-050	AMD AMD-P	93-18-021 93-08-087	365-300-020 365-300-020	NEW-P NEW	93-07-112
365-24-610	REP-P	93-15-086	365-140-050	AMD	93-18-021	365-300-020	NEW-E	93-11-039 93-07-063
365-24-610	REP	93-19-102	365-140-060	AMD-P	93-08-087	365-300-030	NEW-P	93-07-112
365-24-620	REP-P	93-15-086	365-140-060	AMD	93-18-021	365-300-030	NEW	93-11-039
365-24-620	REP	93-19-102	365-195-210	AMD-P	93-13-138	365-300-040	NEW-E	93-07-063
365-24-710	REP-P	93-15-086	365-195-210	AMD	93-17-040	365-300-040	NEW-P	93-07-112
365-24-710	REP	93-19-102	365-195-220	AMD-P	93-13-138	365-300-040	NEW	93-11-039
365-24-720 365-24-720	REP-P REP	93-15-086 93-19-102	365-195-220 365-195-620	AMD AMD-P	93-17-040 93-13-138	365-300-050 365-300-050	NEW-E NEW-P	93-07-063
365-24-730	REP-P	93-15-086	365-195-620	AMD	93-13-138	365-300-050	NEW-P	93-07-112 93-11-039
365-24-730	REP	93-19-102	365-195-700	AMD-P	93-13-138	365-300-060	NEW-E	93-07-063
365-24-810	REP-P	93-15-086	365-195-700	AMD	93-17-040	365-300-060	NEW-P	93-07-112
365-24-810	REP	93-19-102	365-195-705	NEW-P	93-13-138	365-300-060	NEW	93-11-039
365-24-820	REP-P	93-15-086	365-195-705	NEW	93-17-040	365-300-070	NEW-E	93-07-063
365-24-820	REP	93-19-102	365-195-710	AMD-P	93-13-138	365-300-070	NEW-P	93-07-112
365-24-822 365-24-822	REP-P REP	93-15-086 93-19-102	365-195-710 365-195-715	AMD NEW-P	93-17-040 93-13-138	365-300-070 365-300-081	NEW NEW-E	93-11-039 93-07-063
365-24-824	REP-P	93-15-086	365-195-715	NEW	93-17-040	365-300-081	NEW-E	93-07-112
365-24-824	REP	93-19-102	365-195-720	AMD-P	93-13-138	365-300-081	NEW	93-11-039
365-24-830	REP-P	93-15-086	365-195-720	AMD	93-17-040	365-300-090	NEW-E	93-07-063
365-24-830	REP	93-19-102	365-195-725	NEW-P	93-13-138	365-300-090	NEW-P	93-07-112
365-24-832	REP-P	93-15-086	365-195-725	NEW	93-17-040	365-300-090	NEW	93-11-039
365-24-832	REP REP-P	93-19-102 93-15-086	365-195-730 365-195-730	NEW-P NEW	93-13-138 93-17-040	374-60-020	AMD	93-04-041
365-24-834 365-24-834	REP	93-13-080	365-195-735	NEW-P	93-17-040	374-60-060 374-60-070	AMD AMD	93-04-041 93-04-041
365-24-840	REP-P	93-15-086	365-195-735	NEW	93-17-040	374-60-120	AMD	93-04-041
365-24-840	REP	93-19-102	365-195-740	NEW-P	93-13-138	388-11-010	AMD	93-05-020
365-24-850	REP-P	93-15-086	365-195-740	NEW	93-17-040	388-11-011	AMD	93-05-020
365-24-850	REP	93-19-102	365-195-745	NEW-P	93-13-138	388-11-015	AMD-P	93-13-067
365-24-852	REP-P	93-15-086	365-195-745	NEW D	93-17-040	388-11-015	AMD	93-17-060
365-24-852 365-24-854	REP REP-P	93-19-102 93-15-086	365-195-750 365-195-750	NEW-P NEW	93-13-138 93-17-040	388-11-030 388-11-030	AMD-P AMD	93-13-067 93-17-060
365-24-854	RÉP	93-19-102	365-195-755	NEW-P	93-17-040	388-11-035	NEW-P	93-17-060
365-24-856	REP-P	93-15-086	365-195-755	NEW	93-17-040	388-11-035	NEW	93-17-060
365-24-856	REP	93-19-102	365-195-760	NEW-P	93-13-138	388-11-045	AMD	93-05-020
365-24-858	REP-P	93-15-086	365-195-760	NEW	93-17-040	388-11-055	AMD-P	93-13-067
365-24-858	REP	93-19-102	365-195-765	NEW-P	93-13-138	388-11-055	AMD	93-17-060
365-24-860	REP-P	93-15-086	365-195-765	NEW	93-17-040	388-11-115	REP-P	93-13-067
365-24-860	REP	93-19-102 93-15-086	365-195-770 365-195-770	NEW-P NEW	93-13-138 93-17-040	388-11-115 388-11-120	REP AMD	93-17-060
365-24-862 365-24-862	RÉP-P REP	93-19-102	365-195-800	AMD-P	93-17-040	388-11-120	AMD-P	93-05-020 93-13-067
365-24-802 365-24-870	REP-P	93-15-086	365-195-800	AMD-I	93-17-040	388-11-120	AMD-F AMD	93-13-067
365-24-870	REP	93-19-102	365-195-805	NEW-P	93-13-138	388-11-135	AMD-P	93-13-067
365-24-880	REP-P	93-15-086	365-195-805	NEW	93-17-040	388-11-135	AMD	93-17-060
365-24-880	REP	93-19-102	365-195-810	AMD-P	93-13-138	388-11-143	NEW-P	93-16-057
365-24-882	REP-P	93-15-086	365-195-810	AMD	93-17-040	388-11-143	NEW-C	93-19-044
365-24-882	REP	93-19-102	365-195-815	NEW-P	93-13-138	388-11-143	NEW-C	93-19-107
365-24-884 365-24-884	REP-P REP	93-15-086 93-19-102	365-195-815 365-195-820	NEW AMD-P	93-17-040 93-13-138	388-11-143 388-11-145	NEW-C AMD-P	93-20-076 93-13-067
365-24-884 365-24-910	REP-P	93-19-102	365-195-820	AMD-P	93-13-136	388-11-145	AMD-P AMD	93-13-067
365-24-910	REP	93-19-102	365-195-825	NEW-P	93-13-138	388-11-150	AMD	93-05-020

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Table

WAC #		WSR #	WAC #		WSR #	WAC #		WSR #
388-11-170	AMD-P	93-13-067	388-28-500	AMD-P	93-15-070	388-34-120	REP-W	93-08-113
388-11-170	AMD	93-17-060	388-28-500	AMD	93-19-036	388-34-120	REP-P	93-16-106
388-11-210	AMD	93-05-020	388-28-560	AMD-P	93-15-070	388-34-120	REP	93-19-134
388-14-030	AMD	93-05-020	388-28-560	AMD	93-19-036	388-34-125	REP-P	93-06-040
388-14-205	AMD	93-05-020	388-28-570	AMD-P AMD	93-03-057 93-12-057	388-34-125 388-34-125	REP-W REP-P	93-08-113 93-16-106
388-14-385	AMD	93-05-020 93-05-020	388-28-570 388-28-575	AMD-P	93-12-037	388-34-125	REP-P	93-10-100
388-14-420 388-14-427	AMD NEW	93-05-020	388-28-575	AMD	93-07-031	388-34-140	REP-P	93-06-040
388-14-435	AMD	93-05-020	388-28-575	AMD-P	93-14-013	388-34-140	REP-W	93-08-113
388-15-132	AMD-P	93-10-093	388-28-575	AMD-E	93-14-014	388-34-140	REP-P	93-16-106
388-15-132	AMD	93-13-021	388-28-575	AMD	93-17-031	388-34-140	REP	93-19-134
388-15-136	REP-P	93-10-093	388-28-590	AMD-P	93-04-026	388-34-150	REP-P	93-06-040
388-15-136	REP	93-13-021	388-28-590	AMD	93-07-032	388-34-150	REP-W	93-08-113
388-15-170	AMD-P	93-07-018	388-29-100	AMD	93-04-030	388-34-150	REP-P	93-16-106
388-15-170	AMD-E	93-07-019	388-29-100	AMD-P	93-15-047	388-34-150	REP REP-P	93-19-134 93-06-040
388-15-170	AMD	93-10-021	388-29-100	AMD-E AMD	93-18-023 93-18-026	388-34-160 388-34-160	REP-P	93-08-040
388-15-202	NEW-C NEW	93-04-023 93-06-042	388-29-100 388-29-110	AMD	93-18-020	388-34-160	REP-P	93-16-106
388-15-202 388-15-203	NEW-C	93-04-023	388-29-112	AMD	93-04-030	388-34-160	REP	93-19-134
388-15-203	NEW-C	93-06-042	388-29-130	AMD-P	93-09-017	388-34-165	REP-P	93-06-040
388-15-204	NEW-C	93-04-023	388-29-130	AMD	93-12-052	388-34-165	REP-W	93-08-113
388-15-204	NEW	93-06-042	388-29-160	AMD	93-04-030	388-34-165	REP-P	93-16-106
388-15-205	NEW-C	93-04-023	388-29-220	AMD	93-04-030	388-34-165	REP	93-19-134
388-15-205	NEW	93-06-042	388-29-280	AMD-P	93-09-017	388-34-180	REP-P	93-06-040
388-15-207	AMD	93-04-036	388-29-280	AMD	93-12-052	388-34-180	REP-W	93-08-113
388-15-208	AMD	93-04-036	388-29-295	AMD	93-04-030	388-34-180	REP-P REP	93-16-106
388-15-209	AMD	93-04-036	388-31-035 388-31-035	AMD-P AMD	93-13-018 93-16-043	388-34-180 388-34-370	REP-P	93-19-134 93-06-040
388-15-212 388-15-213	AMD AMD	93-04-036 93-04-036	388-34-010	REP-P	93-10-043	388-34-370	REP-W	93-08-113
388-15-214	AMD	93-04-036	388-34-010	REP-W	93-08-113	388-34-370	REP-P	93-16-106
388-15-215	AMD	93-04-036	388-34-010	REP-P	93-16-106	388-34-370	REP	93-19-134
388-15-216	AMD	93-04-036	388-34-010	REP	93-19-134	388-34-372	REP-P	93-06-040
388-15-217	AMD	93-04-036	388-34-015	REP-P	93-06-040	388-34-372	REP-W	93-08-113
388-15-600	AMD-P	93-11-085	388-34-015	REP-W	93-08-113	388-34-372	REP-P	93-16-106
388-15-600	AMD	93-13-135	388-34-015	REP-P	93-16-106	388-34-372	REP REP-P	93-19-134 93-06-040
388-15-610	AMD-P	93-11-085	388-34-015	REP	93-19-134 93-06-040	388-34-374 388-34-374	REP-P	93-06-040
388-15-610	AMD AMD-P	93-13-135 93-11-085	388-34-020 388-34-020	REP-P REP-W	93-08-113	388-34-374	REP-P	93-16-106
388-15-615 388-15-615	AMD-P	93-13-135	388-34-020	REP-P	93-16-106	388-34-374	REP	93-19-134
388-15-620	AMD-P	93-11-085	388-34-020	REP	93-19-134	388-34-375	REP-P	93-06-040
388-15-620	AMD	93-13-135	388-34-025	REP-P	93-06-040	388-34-375	REP-W	93-08-113
388-15-630	AMD-P	93-11-085	388-34-025	REP-W	93-08-113	388-34-375	REP-P	93-16-106
388-15-630	AMD	93-13-135	388-34-025	REP-P	93-16-106	388-34-375	REP	93-19-134
388-15-820	AMD-P	93-07-071	388-34-025	REP	93-19-134	388-34-376	REP-P	93-06-040
388-15-820	AMD	93-10-023	388-34-035 388-34-035	REP-P REP-W	93-06-040 93-08-113	388-34-376 388-34-376	REP-W REP-P	93-08-113 93-16-106
388-15-830	AMD-P	93-07-071 93-10-023	388-34-035	REP-P	• 93-16-106	388-34-376	REP	93-19-134
388-15-830 388-15-840	AMD AMD-P	93-10-023	388-34-035	REP	93-19-134	388-34-378	REP-P	93-06-040
388-15-840	AMD	93-10-023	388-34-040	REP-P	93-06-040	388-34-378	REP-W	93-08-113
388-15-850	AMD-P	93-07-071	388-34-040	REP-W	93-08-113	388-34-378	REP-P	93-16-106
388-15-850	AMD	93-10-023	388-34-040	REP-P	93-16-106	388-34-378	REP	93-19-134
388-15-860	AMD-P	93-07-071	388-34-040	REP	93-19-134	388-34-380	REP-P	93-06-040
388-15-860	AMD	93-10-023	388-34-045	REP-P	93-06-040	388-34-380	REP-W	93-08-113
388-15-870	AMD-P	93-07-071	388-34-045	REP-W	93-08-113	388-34-380 388-34-380	REP-P	93-16-106 93-19-134
388-15-870	AMD	93-10-023	388-34-045	REP-P REP	93-16-106 93-19-134	388-34-380	REP REP-P	93-19-134
388-15-880	AMD-P	93-07-071 93-10-023	388-34-045 388-34-055	REP-P	93-19-134	388-34-384	· REP-W	93-08-040
388-15-880	AMD NEW-P	93-10-023	388-34-055	REP-W	93-08-113	388-34-384	REP-P	93-16-100
388-15-890 388-15-890	NEW-P	93-10-023	388-34-055	REP-P	93-16-106	388-34-384	REP	93-19-134
388-21-005	NEW	93-04-037	388-34-055	REP	93-19-134	388-37	REP-C	93-12-05
388-24-050	AMD-P	93-16-056	388-34-085	REP-P	93-06-040	388-37	REP-C	93-13-02
388-24-050	AMD	93-19-038	388-34-085	REP-W	93-08-113	388-37	REP-C	93-14-085
388-24-074	AMD-P	93-03-055	388-34-085	REP-P	93-16-106	388-37-010	REP-P	93-08-07
388-24-074	AMD	93-12-055	388-34-085	REP	93-19-134	388-37-010	REP	93-16-05
388-24-253	AMD-P	93-04-035	388-34-095	REP-P	93-06-040	388-37-020	REP-P	93-08-07
388-24-253	AMD	93-07-034	388-34-095	REP-W	93-08-113	388-37-020 388-37-021	REP REP-P	93-16-05 93-08-07
388-28-392	AMD B	93-04-028	388-34-095	REP-P REP	93-16-106 93-19-134	388-37-021	REP-P	93-08-07
388-28-425	AMD-P	93-03-056	388-34-095 388-34-110	REP-P	93-19-134	388-37-025	REP-P	93-10-03
388-28-425 388-28-435	AMD AMD-P	93-12-056 93-05-004	388-34-110	REP-W	93-08-113	388-37-025	REP	93-16-05
	AMD-P AMD	93-03-004	388-34-110	REP-P	93-16-106	388-37-029	REP-P	93-08-07
188-28-417	. 1171	,, ,, ,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,	1 - 50					
388-28-435 388-28-485	AMD-P	93-07-072	388-34-110	REP	93-19-134	388-37-029	REP REP-P	93-16-058 93-08-074

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WAC #		WSR #	WAC #		WSR #	WAC #		WSR #
388-37-030	REP	93-16-058	388-40-055	REP-P	93-15-080	388-49-500	AMD-E	93-20-049
388-37-032	REP-P	93-08-074	388-40-055	REP	93-19-039	388-49-510	AMD-P	93-20-048
388-37-032	REP	93-16-058	388-40-060	REP-P	93-15-080	388-49-510	AMD-E	93-20-049
388-37-035	REP-P	93-08-074	388-40-060	REP	93-19-039	388-49-505	AMD-P	93-15-060
388-37-035	REP	93-16-058 93-08-074	388-40-070	REP-P	93-15-080	388-49-505	AMD	93-18-024
388-37-037 388-37-037	REP-P REP	93-08-074	388-40-070 388-40-080	REP REP-P	93-19-039 93-15-080	388-49-520 388-49-520	AMD-P AMD-E	93-14-025 93-14-030
388-37-038	REP-P	93-08-074	388-40-080	REP-F	93-13-080	388-49-520	AMD-E AMD	93-14-030
388-37-038	REP	93-16-058	388-40-090	REP-P	93-15-080	388-49-535	AMD-P	93-14-025
388-37-039	REP-P	93-08-074	388-40-090	REP	93-19-039	388-49-535	AMD-E	93-14-030
388-37-039	REP	93-16-058	388-40-091	REP-P	93-15-080	388-49-535	AMD	93-17-030
388-37-040	REP-P	93-08-074	388-40-091	REP	93-19-039	388-49-550	AMD-E	93-19-085
388-37-040	REP	93-16-058	388-40-095	REP-P	93-15-080	388-49-550	AMD-P	93-19-087
388-37-045 388-37-045	NEW-C NEW	93-04-025 93-06-073	388-40-095 388-40-100	REP REP-P	93-19-039 93-15-080	388-49-560 388-49-560	AMD F	93-04-069 93-19-084
388-37-045	REP-P	93-08-074	388-40-100	REP	93-19-039	388-49-560	AMD-E AMD-P	93-19-088
388-37-045	REP	93-16-058	388-40-110	REP-P	93-15-080	388-49-610	AMD-P	93-11-024
388-37-050	AMD-C	93-04-025	388-40-110	REP	93-19-039	388-49-610	AMD	93-13-133
388-37-050	AMD	93-06-073	388-42-020	AMD	93-05-021	388-49-700	AMD	93-04-034
388-37-050	REP-P	93-08-074	388-42-020	REP-E	93-11-083	388-51-020	AMD-P	93-07-073
388-37-050	REP	93-16-058	388-42-020	REP-P	93-11-084	388-51-020	AMD	93-12-059
388-37-100 388-37-100	REP-P REP	93-08-074 93-16-058	388-42-020 388-42-025	REP AMD	93-13-134 93-05-021	388-51-040	AMD-P	93-07-073
388-37-110	REP-P	93-08-074	388-42-025	REP-E	93-11-083	388-51-040 388-51-110	AMD AMD-P	93-12-059 93-07-073
388-37-110	REP	93-16-058	388-42-025	REP-P	93-11-084	388-51-110	AMD-1	93-12-059
388-37-115	REP-P	93-08-074	388-42-025	REP	93-13-134	388-51-115	AMD-P	93-07-073
388-37-115	REP	93-16-058	388-42-030	REP-E	93-11-083	388-51-115	AMD	93-12-059
388-37-120	REP-P	93-08-074	388-42-030	REP-P	93-11-084	388-51-120	AMD-P	93-07-073
388-37-120	REP	93-16-058	388-42-030	REP	93-13-134	388-51-120	AMD	93-12-059
388-37-130 388-37-130	REP-P REP	93-08-074 93-16-058	388-42-040 388-42-040	REP-E REP-P	93-11-083 93-11-084	388-51-123 388-51-123	AMD-P AMD	93-07-073 93-12-059
388-37-135	REP-P	93-08-074	388-42-040	REP-F	93-13-134	388-51-125	REP-P	93-12-039
388-37-135	REP	93-16-058	388-42-100	REP-E	93-11-083	388-51-125	REP	93-12-059
388-37-140	REP-P	93-08-074	388-42-100	REP-P	93-11-084	388-51-130	AMD-P	93-07-073
388-37-140	REP	93-16-058	388-42-100	REP	93-13-134	388-51-130	AMD	93-12-059
388-37-150	REP-P	93-08-074	388-42-110	REP-E	93-11-083	388-51-135	AMD-P	93-07-073
388-37-150	REP	93-16-058	388-42-110	REP-P	93-11-084	388-51-135	AMD	93-12-059
388-37-160 388-37-160	REP-P REP	93-08-074 93-16-058	388-42-110 388-42-115	REP REP-E	93-13-134 93-11-083	388-51-150 388-51-150	REP-P REP	93-07-073 93-12-059
388-37-170	REP-P	93-08-074	388-42-115	REP-P	93-11-083	388-51-155	NEW-P	93-07-073
388-37-170	REP	93-16-058	388-42-115	REP	93-13-134	388-51-155	NEW	93-12-059
388-37-180	REP-P	93-08-074	388-42-125	REP-E	93-11-083	388-51-160	NEW-P	93-07-073
388-37-180	REP	93-16-058	388-42-125	REP-P	93-11-084	388-51-160	NEW	93-12-059
388-37-190	REP-P	93-08-074	388-42-125	REP	93-13-134	388-51-170	NEW-P	93-07-073
388-37-190	REP	93-16-058	388-42-150	AMD	93-05-021	388-51-170	NEW	93-12-059
388-37-300 388-37-300	REP-P REP	93-08-074 93-16-058	388-42-150 388-42-150	REP-E REP-P	93-11-083 93-11-084	388-51-180 388-51-180	NEW-P NEW	93-07-073 93-12-059
388-37-310	REP-P	93-08-074	388-42-150	REP	93-13-134	388-51-200	REP-P	93-12-039
388-37-310	REP	93-16-058	388-47-115	AMD-P	93-03-058	388-51-200	REP	93-12-059
388-37-320	REP-P	93-08-074	388-47-115	AMD	93-12-060	388-51-210	NEW-P	93-07-073
388-37-320	REP	93-16-058	388-49-015	AMD-E	93-11-029	388-51-210	NEW	93-12-059
388-37-330	REP-P	93-08-074	388-49-015	AMD-P	93-11-030	388-51-250	NEW-P	93-07-073
388-37-330	REP	93-16-058	388-49-015	AMD	93-13-132	388-51-250	NEW	93-12-059
388-37-340 388-37-340	REP-P REP	93-08-074 93-16-058	388-49-020 388-49-020	AMD-P AMD	93-08-038 93-11-041	388-51-260 388-51-260	NEW-P NEW	93-07-073 93-12-059
388-37-350	REP-P	93-10-038	388-49-080	AMD-P	93-11-041	388-51-300	REP-P	93-12-039
388-37-350	REP	93-16-058	388-49-080	AMD-E	93-19-100	388-51-300	REP	93-12-059
388-37-360	REP-P	93-08-074	388-49-120	AMD-P	93-07-075	388-60-005	NEW-P	93-06-082
388-37-360	REP	93-16-058	388-49-120	AMD-C	93-10-019	388-60-005	NEW	93-10-024
388-37-370	REP-P	93-08-074	388-49-120	AMD	93-14-087	388-60-120	NEW-P	93-06-082
388-37-370	REP	93-16-058	388-49-200	AMD-P	93-08-039	388-60-120	NEW	93-10-024
388-37-380	REP-P	93-08-074	388-49-200	AMD	93-11-042	388-60-130	NEW-P	93-06-082
388-37-380 388-40-010	REP REP-P	93-16-058 93-15-080	388-49-220 388-49-220	AMD-P AMD	93-08-040 93-11-043	388-60-130 388-60-140	NEW NEW-P	93-10-024 93-06-082
388-40-010 388-40-010	REP-P REP	93-19-039	388-49-430	AMD-P	93-11-043	388-60-140	NEW-P	93-10-082
388-40-020	REP-P	93-15-080	388-49-430	AMD-F AMD	93-16-044	388-60-150	NEW-P	93-06-082
388-40-020	REP	93-19-039	388-49-450	AMD-P	93-14-044	388-60-150	NEW	93-10-024
388-40-030	REP-P	93-15-080	388-49-450	AMD-E	93-14-049	388-60-160	NEW-P	93-06-082
388-40-030	REP	93-19-039	388-49-450	AMD	93-17-032	388-60-160	NEW	93-10-024
388-40-040	REP-P	93-15-080	388-49-470	AMD-P	93-14-044	388-60-170	NEW-P	93-06-082
388-40-040	REP	93-19-039	388-49-470	AMD-E	93-14-049	388-60-170	NEW D	93-10-024
388-40-050 388-40-050	REP-P REP	93-15-080 93-19-039	388-49-470 388-49-500	AMD AMD-P	93-17-032 93-20-048	388-60-180 388-60-180	NEW-P NEW	93-06-082 93-10-024
J00-40-0JU	KLI	73-17-037	, 500-T/-JUU	AMD-I	75-40 -01 0	1 .700-00-100	17577	7.5-10-U2 4

[41] Table

			1			1		
WAC #		WSR #	WAC #		WSR #	WAC #		WSR #
388-62-020	REP-P	93-08-075	388-83-017	AMD-P	93-15-046	388-86-047	AMD-P	93-13-024
388-62-020	REP	93-12-054	388-83-017	AMD	93-18-025	388-86-047	AMD-E	93-13-129
388-62-025	REP-P	93-08-075	388-83-020	AMD-P	93-15-046	388-86-047	AMD	93-16-040
388-62-025 388-62-035	REP REP-P	93-12-054 93-08-075	388-83-020 388-83-026	AMD AMD-P	93-18-025 93-03-026	388-86-071 388-86-071	AMD-P AMD-E	93-14-045 93-14-048
388-62-035	REP-P	93-12-054	388-83-026	AMD-F	93-03-028	388-86-071	AMD-E AMD-C	93-14-048
388-62-070	REP-P	93-08-075	388-83-026	AMD	93-06-038	388-86-071	AMD	93-18-002
388-62-070	REP	93-12-054	388-83-029	AMD-P	93-11-067	388-86-100	AMD-C	93-02-034
388-62-075	REP-P	93-08-075	388-83-029	AMD	93-13-131	388-86-100	AMD-W	93-05-019
388-62-075	REP	93-12-054	388-83-031	AMD-P	93-14-023	388-86-120	AMD-P	93-13-037
388-62-080	REP-P REP	93-08-075 93-12-054	388-83-031 388-83-03101	AMD NEW-P	93-17-035 93-13-069	388-86-120 388-86-200	AMD NEW-P	93-16-038 93-07-074
388-62-080 388-62-095	REP-P	93-12-054 93-08-075	388-83-03101	NEW-P	93-13-069	388-86-200	NEW-P NEW-C	93-07-074
388-62-095	REP	93-12-054	388-83-032	AMD-P	93-08-022	388-86-200	NEW-C	93-11-009
388-62-135	REP-P	93-08-075	388-83-032	AMD-E	93-08-023	388-86-200	NEW	93-11-086
388-62-135	REP	93-12-054	388-83-032	AMD	93-11-049	388-86-200	AMD-P	93-13-080
388-62-190	REP-P	93-08-075	388-83-033	AMD-P	93-03-060	388-86-200	AMD-E	93-13-081
388-62-190 388-62-200	REP REP-P	93-12-054 93-08-075	388-83-033 388-83-033	AMD-E AMD	93-03-061 93-06-037	388-86-200 388-86-300	AMD NEW-P	93-16-037 93-14-027
388-62-200	REP-P	93-12-054	388-83-033	AMD-P	93-08-022	388-86-300	NEW-E	93-14-027
388-70-520	AMD-E	93-03-081	388-83-033	AMD-E	93-08-023	388-86-300	NEW	93-17-038
388-70-520	AMD-P	93-03-082	388-83-033	AMD	93-11-049	388-87-005	AMD-P	93-08-021
388-70-520	AMD	93-07-030	388-83-041	AMD-P	93-03-026	388-87-005	AMD-E	93-08-024
388-74-010	NEW-P	93-09-018	388-83-041	AMD-E	93-03-028	388-87-005	AMD	93-11-046
388-74-010 388-74-030	NEW NEW-P	93-12-053 93-09-018	388-83-041 388-83-041	AMD AMD-E	93-06-038 93-20-051	388-87-005 388-87-005	AMD-P AMD-E	93-14-027 93-14-031
388-74-030	NEW-F	93-12-053	388-83-041	AMD-E	93-20-057	388-87-005	AMD-E AMD	93-17-038
388-77A-010	NEW-P	93-03-059	388-83-046	NEW-P	93-07-122	388-87-010	AMD-P	93-19-086
388-77A-010	NEW	93-12-058	388-83-046	NEW	93-11-045	388-87-075	AMD-E	93-19-053
388-77A-020	NEW-P	93-03-059	388-83-046	AMD-P	93-16-054	388-87-075	AMD-P	93-19-054
388-77A-020	NEW	93-12-058	388-83-046	AMD-E	93-16-055	388-87-200	NEW-P	93-14-026
388-77A-030 388-77A-030	NEW-P NEW	93-03-059 93-12-058	388-83-046 388-83-130	AMD AMD-P	93-19-037 93-03-060	388-87-200 388-87-200	NEW-E NEW	93-14-029 93-17-036
388-77A-030	NEW-P	93-03-059	388-83-130	AMD-E	93-03-061	388-87-250	NEW-P	93-17-036
388-77A-040	NEW	93-12-058	388-83-130	AMD	93-06-037	388-88-080	REP-E	93-16-003
388-77A-041	NEW	93-12-058	388-83-130	AMD-P	93-16-054	388-88-080	REP-P	93-16-005
388-77A-050	NEW-P	93-03-059	388-83-130	AMD-E	93-16-055	388-88-080	REP-W	93-18-084
388-77A-050	NEW	93-12-058	388-83-130	AMD AMD	93-19-037 93-19-083	388-88-080	RESCIND	93-18-085
388-77A-055 388-81-047	NEW AMD-P	93-12-058 93-13-120	388-83-130 388-83-200	AMD-P	93-19-063	388-88-080 388-88-095	REP-P AMD-E	93-18-086 93-16-003
388-81-047	AMD-1	93-16-045	388-83-200	AMD	93-11-044	388-88-095	AMD-P	93-16-005
388-81-047	AMD-E	93-16-046	388-83-210	AMD-P	93-07-123	388-88-095	AMD-W	93-18-084
388-81-060	AMD	93-04-024	388-83-210	AMD	93-11-044	388-88-095	RESCIND	93-18-085
388-81-065	NEW-E	93-13-121	388-83-220	AMD-P	93-07-123	388-88-095	AMD-P	93-18-086
388-81-065 388-81-065	NEW-P NEW	93-13-123 93-16-036	388-83-220 388-84-105	AMD AMD-P	93-11-044 93-03-060	388-88-096 388-88-096	NEW-E NEW-P	93-16-003 93-16-005
388-81-065	RESCIND	93-16-047	388-84-105	AMD-E	93-03-061	388-88-096	NEW-W	93-18-084
388-81-100	NEW-P	93-07-124	388-84-105	AMD	93-06-037	388-88-096	RESCIND	93-18-085
388-81-100	NEW	93-11-047	388-84-105	AMD-P	93-18-035	388-88-096	NEW-P	93-18-086
388-82-010	AMD	93-04-033	388-84-110	AMD-P	93-18-035	388-88-097	AMD-E	93-16-003
388-82-115 388-82-115	AMD-P AMD-E	93-03-060 93-03-061	388-84-115 388-84-115	AMD-P AMD	93-13-122 93-16-041	388-88-097 388-88-097	AMD-P AMD-W	93-16-005 93-18-084
388-82-115	AMD-E AMD	93-06-037	388-86-005	AMD-P	93-16-041	388-88-097	RESCIND	93-18-084
388-82-140	AMD-P	93-08-022	388-86-005	AMD-E	93-14-031	388-88-097	AMD-P	93-18-086
388-82-140	AMD-E	93-08-023	388-86-005	AMD	93-17-038	388-88-098	AMD-E	93-16-003
388-82-140	AMD	93-11-049	388-86-008	REP-P	93-07-124	388-88-098	AMD-P	93-16-005
388-82-150	NEW	93-04-024	388-86-008 388-86-00902	REP	93-11-047	388-88-098	AMD-W	93-18-084
388-82-150 388-82-150	AMD-P AMD-E	93-08-022 93-08-023	388-86-00902	AMD-P AMD-E	93-14-046 93-14-047	388-88-098 388-88-098	RESCIND AMD-P	93-18-085 93-18-086
388-82-150	AMD-L AMD	93-11-049	388-86-00902	AMD-L AMD	93-17-039	388-88-099	REP-E	93-16-003
388-82-160	AMD-P	93-08-022	388-86-012	AMD-P	93-03-034	388-88-099	REP-P	93-16-005
388-82-160	AMD-E	93-08-023	388-86-012	AMD	93-06-039	388-88-099	REP-W	93-18-084
388-82-160	AMD	93-11-049	388-86-021	AMD-P	93-08-006	388-88-099	RESCIND	93-18-085
388-83-006	AMD-P	93-14-027	388-86-021	AMD F	93-11-048	388-88-099	REP-P	93-18-086
388-83-006 388-83-006	AMD-E AMD	93-14-031 93-17 - 038	388-86-022 388-86-022	AMD-E AMD-P	93-18-038 93-18-039	388-88-102 388-88-102	REP-E REP-P	93-16-003 93-16-005
388-83-012	AMD-P	93-17-038	388-86-024	AMD-P	93-18-039	388-88-102	REP-P REP-W	93-16-003
388-83-015	AMD-P	93-06-009	388-86-024	AMD-E	93-14-031	388-88-102	RESCIND	93-18-085
388-83-015	AMD-E	93-06-010	388-86-024	AMD	93-17-038	388-88-102	REP-P	93-18-086
388-83-015	AMD	93-08-111	388-86-035	AMD-P	93-13-069	388-88-130	REP-E	93-16-003
388-83-015	AMD-P	93-13-079	388-86-035	AMD B	93-16-035	388-88-130	REP-P	93-16-005
388-83-015 388-83-015	AMD-E AMD	93-13-082 93-16-042	388-86-045 388-86-045	AMD-P AMD-E	93-19-096 93-19-097	388-88-130 388-88-130	REP-W RESCIND	93-18-084 93-18-085
	AMD	/J=10=042	1 200-00-042		75-17-071	1 200-00-130	KESCHIE	7.5-10-003
Table				[42]				

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WAC #		WSR #	WAC #		WSR #	WAC #		WSR #
388-88-130	REP-P	93-18-086	388-96-010	AMD	93-19-074	388-96-716	AMD-P	93-14-078
388-88-145	REP-E	93-16-003	388-96-023	AMD-P	93-14-078	388-96-716	AMD-E	93-14-079
388-88-145	REP-P	93-16-005	388-96-023	AMD-E	93-14-079	388-96-716	AMD	93-19-074
388-88-145	REP-W	93-18-084	388-96-023	AMD	93-19-074	388-96-719	AMD-P	93-14-078
388-88-145	RESCIND	93-18-085	388-96-026	AMD-P	93-08-065	388-96-719	AMD-E	93-14-079
388-88-145	REP-P	93-18-086	388-96-026	AMD	93-12-051	388-96-719	AMD	93-19-074
388-88-150	NEW-E	93-16-003	388-96-113	AMD-P	93-08-065	388-96-722	AMD-P	93-14-078
388-88-150	NEW-P	93-16-005 93-18-084	388-96-113	AMD	93-12-051	388-96-722	AMD-E	93-14-079
388-88-150 388-88-150	NEW-W RESCIND	93-18-085	388-96-210 388-96-210	AMD-P	93-14-078	388-96-722	AMD	93-19-074
388-88-150	NEW-P	93-18-086	388-96-210	AMD-E AMD	93-14-079 93-19-074	388-96-727 388-96-727	AMD-P	93-14-078
388-88-155	NEW-E	93-16-003	388-96-226	AMD-P	93-14-078	388-96-727	AMD-E AMD	93-14-079 93-19-074
388-88-155	NEW-P	93-16-005	388-96-226	AMD-E	93-14-079	388-96-735	AMD-P	93-19-074
388-88-155	NEW-W	93-18-084	388-96-226	AMD	93-19-074	388-96-735	AMD-E	93-14-079
388-88-155	RESCIND	93-18-085	388-96-228	AMD-P	93-14-078	388-96-735	AMD	93-19-074
388-88-155	NEW-P	93-18-086	388-96-228	AMD-E	93-14-079	388-96-737	NEW-P	93-14-078
388-88-170	NEW-E	93-16-003	388-96-228	AMD	93-19-074	388-96-737	NEW-E	93-14-079
388-88-170	NEW-P	93-16-005	388-96-505	AMD-P	93-14-078	388-96-737	NEW	93-19-074
388-88-170	NEW-W	93-18-084	388-96-505	AMD-E	93-14-079	388-96-745	AMD-P	93-14-078
388-88-170 388-88-170	RESCIND NEW-P	93-18-085 93-18-086	388-96-505 388-96-508	AMD AMD-P	93-19-074	388-96-745	AMD-E	93-14-079
388-88-180	NEW-E	93-16-003	388-96-508	AMD-P AMD-E	93-14-078 93-14-079	388-96-745	AMD	93-19-074
388-88-180	NEW-P	93-16-005	388-96-508	AMD-E AMD	93-14-079	388-96-754 388-96-754	AMD-P AMD-W	93-08-065 93-12-048
388-88-180	NEW-W	93-18-084	388-96-509	AMD-P	93-14-078	388-96-754	AMD-W	93-12-048
388-88-180	RESCIND	93-18-085	388-96-509	AMD-E	93-14-079	388-96-754	AMD-E	93-14-079
388-88-180	NEW-P	93-18-086	388-96-509	AMD	93-19-074	388-96-754	AMD	93-19-074
388-88-190	NEW-E	93-16-003	388-96-513	AMD-P	93-14-078	388-96-756	REP-P	93-14-078
388-88-190	NEW-P	93-16-005	388-96-513	AMD-E	93-14-079	388-96-756	REP-E	93-14-079
388-88-190	NEW-W	93-18-084	388-96-513	AMD	93-19-074	388-96-756	REP	93-19-074
388-88-190	RESCIND	93-18-085	388-96-521	AMD-P	93-14-078	388-96-757	NEW-P	93-14-078
388-88-190	NEW-P	93-18-086	388-96-521	AMD-E	93-14-079	388-96-757	NEW-E	93-14-079
388-91-007 388-91-007	NEW-E NEW-P	93-20-053 93-20-056	388-96-521 388-96-523	AMD AMD-P	93-19-074	388-96-757	NEW	93-19-074
388-91-010	AMD-E	93-20-056	388-96-523	AMD-P AMD-E	93-14-078 93-14-079	388-96-762 388-96-762	AMD-P AMD-E	93-14-078
388-91-010	AMD-P	93-20-056	388-96-523	AMD-L AMD	93-19-074	388-96-762	AMD-E	93-14-079 93-19-074
388-91-020	AMD-E	93-20-053	388-96-525	AMD-P	93-14-078	388-96-764	AMD-P	93-14-078
388-91-020	AMD-P	93-20-056	388-96-525	AMD-E	93-14-079	388-96-764	AMD-E	93-14-079
388-92-025	AMD-P	93-07-122	388-96-525	AMD	93-19-074	388-96-764	AMD	93-19-074
388-92-025	AMD	93-11-045	388-96-529	AMD-P	93-14-078	388-96-765	AMD-P	93-14-078
388-92-027	NEW-P	93-07-122	388-96-529	AMD-E	93-14-079	388-96-765	AMD-E	93-14-079
388-92-027	NEW	93-11-045	388-96-529	AMD	93-19-074	388-96-765	AMD	93-19-074
388-92-036 388-92-036	AMD-E AMD-P	93-06-053 93-06-054	388-96-531	AMD-P	93-14-078	388-96-768	AMD-P	93-14-078
388-92-036	AMD-P	93-08-112	388-96-531 388-96-531	AMD-E AMD	93-14-079 93-19-074	388-96-768	AMD-E	93-14-079
388-92-041	AMD-E	93-20-051	388-96-533	AMD-P	93-19-074	388-96-768 388-96-774	AMD AMD-P	93-19-074 93-08-065
388-92-041	AMD-P	93-20-057	388-96-533	AMD-E	93-14-079	388-96-774	AMD	93-12-051
388-92-043	REP-E	93-20-050	388-96-533	AMD	93-19-074	388-96-774	AMD-P	93-14-075
388-92-043	REP-P	93-20-055	388-96-535	AMD-P	93-14-078	388-96-774	AMD-E	93-14-077
388-92-045	AMD-P	93-03-026	388-96-535	AMD-E	93-14-079	388-96-774	AMD	93-17-033
388-92-045	AMD-E	93-03-028	388-96-535	AMD	93-19-074	388-96-775	REP-P	93-14-078
388-92-045	AMD	93-06-038	388-96-569	AMD-P	93-14-078	388-96-775	REP-E	93-14-079
388-95-310	NEW-P	93-06-040	388-96-569	AMD-E	93-14-079	388-96-775	REP	93-19-074
388-95-310 388-95-310	NEW-W NEW-P	93-08-113 93-16-106	388-96-569 388-96-572	AMD	93-19-074	388-99-010	AMD-P	93-03-060
388-95-310	NEW-F	93-19-134	388-96-572	AMD-P AMD	93-08-065 93-12-051	388-99-010 388-99-010	AMD-E	93-03-061
388-95-337	AMD-E	93-04-031	388-96-580	AMD-P	93-14-078	388-99-010	AMD AMD-P	93-06-037 93-14-023
388-95-337	AMD-P	93-04-032	388-96-580	AMD-E	93-14-078	388-99-011	AMD-F	93-14-023
388-95-337	AMD	93-07-029	388-96-580	AMD AMD	93-19-074	388-99-020	AMD-E	93-04-087
388-95-340	AMD-P	93-03-027	388-96-585	AMD-P	93-08-065	388-99-020	AMD-P	93-04-090
388-95-340	AMD-E	93-03-029	388-96-585	AMD	93-12-051	388-99-020	AMD	93-07-028
388-95-340	AMD	93-06-041	388-96-585	AMD-P	93-14-075	388-99-020	AMD-P	93-16-054
388-95-340	AMD-P	93-16-105	388-96-585	AMD-E	93-14-077	388-99-020	AMD-E	93-16-055
388-95-340	AMD	93-19-136	388-96-585	AMD	93-17-033	388-99-020	AMD	93-19-037
388-95-360	AMD-P	93-03-027	388-96-709	NEW-P	93-08-065	388-99-030	AMD-P	93-16-107
388-95-360	AMD-E	93-03-029	388-96-709	NEW	93-12-051	388-99-030	AMD	93-19-137
388-95-360	AMD AMD-P	93-06-041	388-96-710	AMD-P	93-08-065	388-99-035	AMD-E	93-20-050
388-95-360 388-95-360	AMD-P AMD-E	93-08-022 93-08-023	388-96-710 388-96-710	AMD AMD-P	93-12-051 93-14-075	388-99-035 388-99-055	AMD-P AMD-E	93-20-055 93-04-088
388-95-360	AMD-E AMD	93-11-049	388-96-710	AMD-F AMD-E	93-14-073	388-99-055	AMD-E AMD-P	93-04-088
388-95-395	AMD-E	93-20-050	388-96-710	AMD-E	93-14-077	388-99-055	AMD-P AMD	93-04-089
388-95-395	AMD-P	93-20-055	388-96-713	AMD-P	93-14-078	388-99-055	AMD-P	93-17-049
388-96-010	AMD-P	93-14-078	388-96-713	AMD-E	93-14-079	388-99-055	AMD	93-19-135
388-96-010	AMD-E	93-14-079	388-96-713	AMD	93-19-074	388-99-060	AMD-P	93-13-024

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WAC #		WSR #	WAC #		WSR #	WAC#		WSR #
388-99-060	AMD-E	93-13-129	388-160-080	NEW	93-15-124	388-160-460	NEW-P	93-05-031
388-99-060	AMD C	93-16-040	388-160-090	NEW-P	93-05-031	388-160-460	NEW	93-15-124
388-150 388-150-010	AMD-C AMD-P	93-16-048 93-13-056	388-160-090 388-160-100	NEW NEW-P	93-15-124 93-05-031	388-160-470 388-160-470	NEW-P	93-05-031
388-150-010	AMD-F AMD	93-13-001	388-160-100	NEW-P	93-15-124	388-160-480	NEW NEW-P	93-15-124 93-05-031
388-150-020	AMD-P	93-13-056	388-160-110	NEW-P	93-05-031	388-160-480	NEW-P	93-03-031
388-150-020	AMD	93-18-001	388-160-110	NEW	93-15-124	388-160-490	NEW-P	93-05-031
388-150-060	AMD-P	93-13-056	388-160-120	NEW-P	93-05-031	388-160-490	NEW	93-15-124
388-150-060	AMD	93-18-001	388-160-120	NEW	93-15-124	388-160-500	NEW-P	93-05-031
388-150-070	AMD-P	93-13-056	388-160-130	NEW-P	93-05-031	388-160-500	NEW	93-15-124
388-150-070	AMD	93-18-001	388-160-130	NEW	93-15-124	388-160-510	NEW-P	93-05-031
388-150-150	AMD-P	93-13-056	388-160-140	NEW-P	93-05-031	388-160-510	NEW	93-15-124
388-150-150	AMD	93-18-001	388-160-140	NEW	93-15-124	388-160-520	NEW-P	93-05-031
388-150-160 388-150-160	AMD-P AMD	93-13-056 93-18-001	388-160-150 388-160-150	NEW-P NEW	93-05-031 93-15-124	388-160-520 388-160-530	NEW NEW-P	93-15-124
388-150-165	AMD-P	93-13-056	388-160-160	NEW-P	93-15-124	388-160-530	NEW-P	93-05-031 93-15-124
388-150-165	AMD-1	93-18-001	388-160-160	NEW	93-15-124	388-160-540	NEW-P	93-05-031
388-150-170	AMD-P	93-13-056	388-160-170	NEW-P	93-05-031	388-160-540	NEW	93-15-124
388-150-170	AMD	93-18-001	388-160-170	NEW	93-15-124	388-160-560	NEW-P	93-05-031
388-150-180	AMD-P	93-13-056	388-160-180	NEW-P	93-05-031	388-160-560	NEW	93-15-124
388-150-180	AMD	93-18-001	388-160-180	NEW	93-15-124	388-230	NEW-C	93-12-049
388-150-190	AMD-P	93-13-056	388-160-190	NEW-P	93-05-031	388-230	NEW-C	93-13-023
388-150-190	AMD	93-18-001	388-160-190	NEW	93-15-124	388-230	NEW-C	93-14-086
388-150-200	AMD-P	93-13-056	388-160-200	NEW-P	93-05-031	388-230-0010	NEW-P	93-08-064
388-150-200 388-150-210	AMD AMD-P	93-18-001 93-13-056	388-160-200 388-160-210	NEW NEW-P	93-15-124	388-230-0010	NEW D	93-16-059
388-150-210	AMD-F	93-13-030	388-160-210	NEW-P	93-05-031 93-15-124	388-230-0030 388-230-0030	NEW-P NEW	93-08-064 93-16-059
388-150-220	AMD-P	93-13-056	388-160-220	NEW-P	93-05-031	388-230-0040	NEW-P	93-08-064
388-150-220	AMD	93-18-001	388-160-220	NEW	93-15-124	388-230-0040	NEW	93-16-059
388-150-240	AMD-P	93-13-056	388-160-230	NEW-P	93-05-031	388-230-0050	NEW-P	93-08-064
388-150-240	AMD	93-18-001	388-160-230	NEW	93-15-124	388-230-0050	NEW	93-16-059
388-150-250	AMD-P	93-13-056	388-160-240	NEW-P	93-05-031	388-230-0060	NEW-P	93-08-064
388-150-250	AMD	93-18-001	388-160-240	NEW	93-15-124	388-230-0060	NEW	93-16-059
388-150-270	AMD-P	93-13-056	388-160-250	NEW-P	93-05-031	388-230-0080	NEW-P	93-08-064
388-150-270 388-150-280	AMD AMD-P	93-18-001 93-13-056	388-160-250 388-160-260	NEW NEW-P	93-15-124 93-05-031	388-230-0080 388-230-0090	NEW NEW-P	93-16-059 93-08-064
388-150-280	AMD-F AMD	93-18-001	388-160-260	NEW-P	93-15-124	388-230-0090	NEW-P	93-16-059
388-150-295	NEW-P	93-13-056	388-160-270	NEW-P	93-05-031	388-230-0110	NEW-P	93-08-064
388-150-295	NEW	93-18-001	388-160-270	NEW	93-15-124	388-230-0110	NEW	93-16-059
388-150-330	AMD-P	93-13-056	388-160-280	NEW-P	93-05-031	388-230-0120	NEW-P	93-08-064
388-150-330	AMD	93-18-001	388-160-280	NEW	93-15-124	388-230-0120	NEW	93-16-059
388-150-340	AMD-P	93-13-056	388-160-290	NEW-P	93-05-031	388-230-0140	NEW-P	93-08-064
388-150-340	AMD	93-18-001	388-160-290	NEW	93-15-124	388-230-0140	NEW	93-16-059
388-150-390	AMD-P	93-13-056	388-160-300	NEW-P	93-05-031	388-233-0010	NEW-P	93-14-006
388-150-390 388-150-460	AMD AMD-P	93-18-001 93-13-056	388-160-300 388-160-310	NEW NEW-P	93-15-124 93-05-031	388-233-0010 388-233-0010	NEW-E NEW	93-14-007 93-17-029
388-150-460	AMD	93-13-030	388-160-310	NEW	93-15-124	388-233-0010	NEW-P	93-14-006
388-150-470	AMD-P	93-13-056	388-160-320	NEW-P	93-05-031	388-233-0020	NEW-E	93-14-007
388-150-470	AMD	93-18-001	388-160-320	NEW	93-15-124	388-233-0020	NEW	93-17-029
388-150-490	AMD-P	93-13-056	388-160-340	NEW-P	93-05-031	388-233-0030	NEW-P	93-14-006
388-150-490	AMD	93-18-001	388-160-340	NEW	93-15-124	388-233-0030	NEW-E	93-14-007
388-150-500	AMD-P	93-13-056	388-160-350	NEW-P	93-05-031	388-233-0030	NEW	93-17-029
388-150-500	AMD	93-18-001	388-160-350	NEW	93-15-124	388-233-0040	NEW-P	93-14-006
388-160 388-160	NEW-C NEW-C	93-08-009 93-10-020	388-160-360 388-160-360	NEW-P NEW	93-05-031 93-15-124	388-233-0040	NEW-E	93-14-007
388-160	NEW-C	93-10-020	388-160-370	NEW-P	93-13-124	388-233-0040 388-233-0050	NEW NEW-P	93-17-029 93-14-006
388-160	NEW-C	93-12-095	388-160-370	NEW	93-15-124	388-233-0050	NEW-F	93-14-006
388-160	NEW-C	93-15-039	388-160-380	NEW-P	93-05-031	388-233-0050	NEW	93-17-029
388-160-010	NEW-P	93-05-031	388-160-380	NEW	93-15-124	388-233-0060	NEW-P	93-14-006
388-160-010	NEW	93-15-124	388-160-390	NEW-P	93-05-031	388-233-0060	NEW-E	93-14-007
388-160-020	NEW-P	93-05-031	388-160-390	NEW	93-15-124	388-233-0060	NEW	93-17-029
388-160-020	NEW	93-15-124	388-160-400	NEW-P	93-05-031	388-233-0070	NEW-P	93-14-006
388-160-030	NEW-P	93-05-031	388-160-400	NEW	93-15-124	388-233-0070	NEW-E	93-14-007
388-160-030	NEW	93-15-124	388-160-410	NEW-P	93-05-031	388-233-0070	NEW	93-17-029
388-160-040	NEW-P	93-05-031	388-160-410	NEW D	93-15-124	388-233-0080	NEW-P	93-14-006
388-160-040 388-160-050	NEW NEW-P	93-15-124 93-05-031	388-160-420 388-160-420	NEW-P NEW	93-05-031 93-15-124	388-233-0080 388-233-0080	NEW-E NEW	93-14-007 93-17-029
388-160-050	NEW-P	93-05-031	388-160-420	NEW-P	93-15-124	388-233-0090	NEW-P	93-17-029 93-14-006
388-160-060	NEW-P	93-05-031	388-160-430	NEW	93-15-124	388-233-0090	NEW-F	93-14-007
388-160-060	NEW	93-15-124	388-160-440	NEW-P	93-05-031	388-233-0090	NEW	93-17-029
388-160-070	NEW-P	93-05-031	388-160-440	NEW	93-15-124	388-233-0100	NEW-P	93-14-006
388-160-070	NEW	93-15-124	388-160-450	NEW-P	93-05-031	388-233-0100	NEW-E	93-14-007
388-160-080	NEW-P	93-05-031	388-160-450	NEW-W	93-15-123	388-233-0100	NEW	93-17-029
Table				[44]				

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388-225 NEW-C 93-13-022 388-235-7600 NEW 93-16-058 388-260-1020 NEW 93-16-058 388-255-7600 NEW-P 93-08-074 388-255-7600 NEW-P 93-08-	WAC #		WSR #	WAC #		WSR #	WAC #		WSR #
388-235 NEW-C 93-13-022 388-235-7600 NEW-P 93-16-058 388-235-1000 NEW-P 93	388-235	NEW-C	93-12-050	388-235-7500	NEW-P	93-08-074	388-280-1020	NEW-P	93-08-075
388-235-0010 NEW-P 93-06-058 388-235-5000 NEW P 93-16-058 388-235-5000 NEW-P 93-06-074 388-235-5000 NEW-P 93-08-074 388-235-5000 NEW									93-12-054
388-235-0020 NEW 9-1-6-058 388-235-8000 NEW 9-3-1-6-058 388-235-9000 NEW 9				388-235-7600			388-280-1030	NEW-P	93-08-075
388-235-0020 NEW-P 93-06-058 388-235-8100 NEW 93-16-058 388-235-8100 NEW-P 93-06-058 388-235-0500 NEW-P									93-12-054
388-235-0020 NEW 93-16-058 388-235-8100 NEW 93-1									93-08-075
388-235-0030 NEW-P 93-06-052 388-235-8100 NEW 93-16-058 388-235-8100 NEW-P 93-06-052 388-235-9100 NEW-P									93-12-054
9.88 235-0300 NEW 93-16-058 388-235-8130 NEW-9 33-06-074 388-280-1000 NEW-9 33-08-074 388-235-0300 NEW-9 31-06-088 388-235-8130 NEW 93-16-058 388-235-8130 NEW 93-06-074 388-280-1000 NEW-9 33-08-074 388-235-0300 NEW-9 31-06-088 388-235-8130 NEW-9 31-06-088 388-235-8130 NEW-9 31-06-088 388-235-8130 NEW-9 31-06-088 388-235-000 NEW-9 31-06-									93-08-075 93-12-054
9.88-235-0030 NEW-P 93-08-074 388-235-8130 NEW 93-16-058 388-236-1070 NEW-P 93-08-074 388-235-0030 NEW-P 93-08-074 388-235-8140 NEW-P 93-08-074 388-235-0030 NEW-P 93-08-074 388-235-8140 NEW-P 93-16-058 388-236-1070 NEW-P 93-08-074 388-235-0030 NEW-P 93-16-058 388-235-1070 NEW-P 93-08-074 388-235-0030 NEW-P 93-16-058 388-235-1070 NEW-P 93-08-074 388-235-0030 NEW-P 93-16-058 388-235-0030 NEW-P 93-16-058 388-235-1070 NEW-P 93-08-074 388-235-0030 NEW-P 93-16-058 388-235-0030 NEW-P 93-08-074 388-235-0030 NEW-									93-12-034
9.88 235-0040 NEW 93-16-058 388-235-8140 NEW 93-16-058 388-226-1070 NEW 93-10-058 388-235-0050 NEW 93-16-058 388-235-8150 NEW 93-16-058 388-235-0050 NEW 93-16-058 388-235-1070 NEW 93-16-058 388-235-0050 NEW 93-									93-12-054
988-235-0050 NEW 93-16-058 388-235-8350 NEW-9 3-16-058 388-236-1060 NEW-9 93-08-074 388-235-0060 NEW-9 93-16-058 388-235-8360 NEW-9 3-16-058 388-235-9360 NEW-P 3-16-058 3			93-16-058						93-08-075
388-235-0000 NEW-P 93-08-074 388-235-8100 NEW 93-16-058 388-235-0000 NEW-P 93-08-074 388-235-0000 NEW-P									93-12-054
388-235-0070 NEW 93-16-058 388-235-2000 NEW 93-16-058 388-235-0070 NEW 93-1									93-08-075
388-235-0070 NEW-P 93-08-074 388-235-9000 NEW-P 93-08-074 388-236-1000 NEW-P 93-16-058 388-235-0080 NEW-P 93-08-074 388-235-1000 NEW				1					93-12-054
388-235-0070 NEW 93-16-058 388-235-9000 NEW-P 93-08-074 388-235-0080 NEW-P 93-08-074 388-235-0080 NEW-P 93-08-078 388-235-1080 NEW-P				•					93-08-075
388-235-0080 NEW-P 93-06-074 388-235-9000 NEW 93-16-058 388-235-0090 NEW-P 93-16-058 388-235-9000 NEW-P 93-06-074 388-235-9000 NEW-P									93-12-034
388-235-000 NEW 93-16-058 388-235-9100 NEW 93-16-058 388-235-900 NEW 93-16-058 388-240-010 NEW 93-19-039 388-330-010 AMD 93-15-080 388-235-900 NEW 93-16-058 388-240-010 NEW 93-19-039 388-330-000 NEW 93-16-058 388-240-010 NEW 93-19-039 388-330-000 AMD 93-15-088 388-240-010 NEW 9									93-12-054
388-235-000 NEW-P 93-0-074 388-235-900 NEW-P 93-0-074 388-235-000 NEW-P 93-0-074 388-235-010 NEW-P 93-0-074 388-235-000 NEW-P 93-									93-08-075
388-235-0100 NEW-P 93-06-074 388-235-900 NEW-P 93-16-058 388-235-010 NEW-P 93-06-074 388-235-010 NEW-P 93-06-074 388-235-000 NEW-P 93-16-058 388-235-000 NEW-P 93-08-074 3			93-08-074	388-235-9100	NEW	93-16-058	388-280-1110		93-12-054
388-235-0100 NEW 93-16-058 388-235-9300 NEW 93-16-058 388-236-01130 NEW 93-16-058 388-235-0100 NEW 93-16-058 388-235-0000 NEW 93-16-058 388-240-0110 NEW-P 93-08-074 388-235-0000 NEW 93-16-058 388-240-0110 NEW-P 93-18-080 388-330-010 AMD-C 93-10 388-235-0000 NEW-P 93-08-074 388-240-010 NEW-P 93-18-080 388-330-020 AMD-C 93-10 388-235-0000 NEW-P 93-08-074 388-240-010 NEW-P 93-18-080 388-330-020 AMD-C 93-10 388-235-0000 NEW-P 93-08-074 388-240-010 NEW-P 93-18-080 388-330-020 AMD-C 93-10 388-235-0000 NEW-P 93-08-074 388-240-010 NEW-P 93-18-080 388-330-020 AMD-C 93-10 388-235-0000 NEW-P 93-08-074 388-240-1000 NEW-P 93-18-080 388-330-020 AMD-C 93-10 388-235-0000 NEW-P 93-08-074 388-240-1000 NEW-P 93-18-080 388-330-000 AMD-C 93-10 388-235-0000 NEW-P 93-08-074 388-240-1000 NEW-P 93-18-080 388-330-000 AMD-C 93-10 388-235-0000 NEW-P 93-08-074 388-240-1000 NEW-P 93-18-080 388-330-000 AMD-C 93-10 388-235-0000 NEW-P 93-08-074 388-240-2400 NEW-P 93-18-080 388-330-000 AMD-C 93-10 388-235-0000 NEW-P 93-08-074 388-240-2400 NEW-P 93-18-080 388-330-000 AMD-C 93-10 388-235-5000 NEW-P 93-08-074 388-240-2400 NEW-P 93-18-080 388-330-000 NEW-P 93-08-074 388-235-5000 NEW-P 93-08-074 388-240-2400 NEW-P 93-18-080 388-338-000 NEW-P 93-08-074 388-240-2400 NEW-P 93-18-080 3				388-235-9200		93-08-074	388-280-1120		93-08-075
388-235-010 NEW-P 93-08-074 388-235-9300 NEW-P 93-08-074 388-236-01140 NEW-P 93-08-074 388-235-1500 NEW-P 93-08-074 388-235-1000 NEW-P 93-08-074 388-240-100 NEW-P 93-08-074 388-235-1000 NEW-P 93-08-074 388-240-100 NEW-P 93-15-080 388-330-000 AMD-C 93-10 388-235-1000 NEW-P 93-08-074 388-240-100 NEW-P 93-15-080 388-330-000 AMD-C 93-10 388-235-1000 NEW-P 93-08-074 388-240-100 NEW-P 93-15-080 388-330-000 AMD-P 93-07 388-235-1000 NEW-P 93-08-074 388-240-100 NEW-P 93-15-080 388-330-000 AMD-C 93-15 388-235-1000 NEW-P 93-16-058 388-240-100 NEW-P 93-15-080 388-330-000 AMD-P 93-07 388-235-1000 NEW-P 93-08-074 388-240-100 NEW-P 93-15-080 388-330-000 AMD-C 93-15 388-235-100 NEW-P 93-08-074 388-240-100 NEW-P 93-15-080 388-330-000 AMD-P 93-07 388-235-100 NEW-P 93-08-074 388-240-200 NEW-P 93-15-080 388-330-000 AMD-C 93-15 388-235-100 NEW-P 93-16-058 388-240-2100 NEW-P 93-15-080 388-330-000 AMD-C 93-15 388-235-100 NEW-P 93-08-074 388-240-2200 NEW-P 93-15-080 388-330-000 NEW-P 93-16-058 388-240-2200 NEW-P 93-15-080 388-330-000 NEW-P 93-09-09 388-330-000 NEW-P 93-09-09-09-09-09-09-09-09-09-09-09-09-09-									93-12-054
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Table [46]	390-16-038	AMD-P	93-16-062	1 390-20-020	AMD	95-04-072	1 392-139-660	амр-Р	93-18-UO2
	Table				[46]				

1992 196-70	WAC #		WSR #	WAC#		WSR #	WAC #		WSR #
3921-39-675 REP-P 93-18-602 392-140-348 REP-P 93-18-019 392-140-977 AMD-P 93-18-019 392-130-986 NEW-P 93-18-020 392-140-348 REP-P 93-18-019 392-140-977 AMD-P 93-18-019 392-130-986 NEW-P 93-18-020 392-140-349 REP-P 93-18-019 392-140-230 AMD-P 93-18-019 392-130-986 NEW-P 93-18-002 392-140-349 REP-P 93-18-019 392-140-150 AMD-P 93-130-120-120-120-120-120-120-120-120-120-12	392-139-670	AMD-P	93-18-062	392-140-343	REP-P	93-18-019	392-140-495	AMD-P	93-18-019
3921-96-80 NEW-P 91-18-062 392-140-346 REP-P 93-18-019 392-142-240 AMD-P 93-29-0-19 392-19	392-139-675			392-140-344	REP-P		1		
992-196-81 NEW-P 9-18-062 392-140-347 NEP-P 93-18-019 392-142-340 AMD 93-15-062 392-130-650 NEW-P 93-18-062 392-140-349 REP-P 93-18-019 392-161-105 AMD-P 93-17-103 392-130-650 NEW-P 93-18-062 392-140-350 REP-P 93-18-019 392-161-105 AMD-P 93-17-103 392-130-650 NEW-P 93-18-062 392-140-350 REP-P 93-18-019 392-161-105 AMD-P 93-17-103 392-130-250 NEW-P 93-18-062 392-140-350 REP-P 93-18-019 392-161-105 AMD-P 93-17-103 392-140-250 REP-P 93-18-019 392-140-250 REP-P 93-12-015 392-140-350 REP-P 93-18-019 392-162-250 AMD-P 93-17-103 392-140-350 REP-P 93-18-019 392-162-250 REP-P 93-10-015 392-140-350 REP-P 93-18-019 392-140-254 REP-P 93-10-015 392-140-350 REP-P 93-18-019 392-140-254 REP-P 93-10-015 392-140-350 REP-P 93-18-019 392-140-255 REP-P 93-07-047 392-140-350 REP-P 93-18-019 392-140-256 REP-P 93-10-015 392-140-350 REP-P 93-18-019 392-14							B C		
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392-140-327 REP-P 93-18-019 392-140-478 AMD-P 93-18-019 392-167A-085 NEW-P 93-07-048 392-140-328 REP-P 93-18-019 392-140-480 AMD-P 93-18-019 392-167A-085 NEW 93-12-016 392-140-329 REP-P 93-18-019 392-140-481 AMD-P 93-18-019 392-167A-090 NEW-P 93-07-048 392-140-330 REP-P 93-18-019 392-140-482 AMD-P 93-18-019 392-167A-090 NEW-P 93-07-048 392-140-331 REP-P 93-18-019 392-140-482 AMD-P 93-18-019 392-167A-090 NEW 93-12-016 392-140-331 REP-P 93-18-019 392-140-483 AMD-P 93-18-019 392-168-110 AMD-P 93-15-084 392-140-332 REP-P 93-18-019 392-140-486 AMD-P 93-18-019 392-168-115<				1	_		B .		
392-140-328 REP-P 93-18-019 392-140-480 AMD-P 93-18-019 392-167A-085 NEW 93-12-016 392-140-329 REP-P 93-18-019 392-140-481 AMD-P 93-18-019 392-167A-090 NEW-P 93-07-048 392-140-330 REP-P 93-18-019 392-140-482 AMD-P 93-18-019 392-167A-090 NEW 93-12-016 392-140-331 REP-P 93-18-019 392-140-483 AMD-P 93-18-019 392-168-110 AMD-P 93-15-084 392-140-332 REP-P 93-18-019 392-140-485 AMD-P 93-18-019 392-168-110 AMD-P 93-15-084 392-140-333 REP-P 93-18-019 392-140-486 AMD-P 93-18-019 392-168-115 AMD-P 93-15-084 392-140-334 REP-P 93-18-019 392-140-490 AMD-P 93-18-019 392-168-115 AMD-P 93-15-084 392-140-340 REP-P 93-18-019 392-140-491 AMD-P 93-18-019 392-168-132 NEW-P 93-15-084 <td></td> <td></td> <td></td> <td></td> <td></td> <td></td> <td></td> <td></td> <td></td>									
392-140-329 REP-P 93-18-019 392-140-481 AMD-P 93-18-019 392-167A-090 NEW-P 93-07-048 392-140-330 REP-P 93-18-019 392-140-482 AMD-P 93-18-019 392-167A-090 NEW 93-12-016 392-140-331 REP-P 93-18-019 392-140-483 AMD-P 93-18-019 392-168-110 AMD-P 93-15-084 392-140-332 REP-P 93-18-019 392-140-485 AMD-P 93-18-019 392-168-110 AMD 93-19-065 392-140-333 REP-P 93-18-019 392-140-486 AMD-P 93-18-019 392-168-115 AMD-P 93-15-084 392-140-334 REP-P 93-18-019 392-140-490 AMD-P 93-18-019 392-168-115 AMD-P 93-19-065 392-140-335 REP-P 93-18-019 392-140-491 AMD-P 93-18-019 392-168-115 AMD 93-15-084 392-140-340 REP-P 93-18-019 392-140-492 AMD-P 93-18-019 392-168-132 NEW 93-19-065							1		
392-140-330 REP-P 93-18-019 392-140-482 AMD-P 93-18-019 392-167A-090 NEW 93-12-016 392-140-331 REP-P 93-18-019 392-140-483 AMD-P 93-18-019 392-168-110 AMD-P 93-15-084 392-140-332 REP-P 93-18-019 392-140-485 AMD-P 93-18-019 392-168-110 AMD 93-19-065 392-140-333 REP-P 93-18-019 392-140-486 AMD-P 93-18-019 392-168-115 AMD-P 93-15-084 392-140-334 REP-P 93-18-019 392-140-490 AMD-P 93-18-019 392-168-115 AMD-P 93-19-065 392-140-335 REP-P 93-18-019 392-140-491 AMD-P 93-18-019 392-168-132 NEW-P 93-15-084 392-140-340 REP-P 93-18-019 392-140-492 AMD-P 93-18-019 392-168-132 NEW 93-19-065 392-140-341 REP-P 93-18-019 392-140-493 AMD-P 93-18-019 392-168-167 NEW-P 93-15-084									
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392-140-333 REP-P 93-18-019 392-140-486 AMD-P 93-18-019 392-168-115 AMD-P 93-15-084 392-140-334 REP-P 93-18-019 392-140-490 AMD-P 93-18-019 392-168-115 AMD-P 93-19-065 392-140-335 REP-P 93-18-019 392-140-491 AMD-P 93-18-019 392-168-132 NEW-P 93-15-084 392-140-340 REP-P 93-18-019 392-140-492 AMD-P 93-18-019 392-168-132 NEW 93-19-065 392-140-341 REP-P 93-18-019 392-140-493 AMD-P 93-18-019 392-168-167 NEW-P 93-15-084 392-140-342 REP-P 93-18-019 392-140-494 AMD-P 93-18-019 392-168-167 NEW-P 93-15-084			93-18-019				B .		
392-140-334 REP-P 93-18-019 392-140-490 AMD-P 93-18-019 392-168-115 AMD 93-19-065 392-140-335 REP-P 93-18-019 392-140-491 AMD-P 93-18-019 392-168-132 NEW-P 93-15-084 392-140-340 REP-P 93-18-019 392-140-492 AMD-P 93-18-019 392-168-132 NEW 93-19-065 392-140-341 REP-P 93-18-019 392-140-493 AMD-P 93-18-019 392-168-167 NEW-P 93-15-084 392-140-342 REP-P 93-18-019 392-140-494 AMD-P 93-18-019 392-168-167 NEW 93-19-065	-								
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392-140-340 REP-P 93-18-019 392-140-492 AMD-P 93-18-019 392-168-132 NEW 93-19-065 392-140-341 REP-P 93-18-019 392-140-493 AMD-P 93-18-019 392-168-167 NEW-P 93-15-084 392-140-342 REP-P 93-18-019 392-140-494 AMD-P 93-18-019 392-168-167 NEW-P 93-19-065									
392-140-342 REP-P 93-18-019 392-140-494 AMD-P 93-18-019 392-168-167 NEW 93-19-065	392-140-340	REP-P	93-18-019	392-140-492	AMD-P	93-18-019	392-168-132	NEW	93-19-065
	392-140-342	KEY-P	93-18-019	1 392-140-494	AMD-P	93-18-019	1 392-108-10/	NEW	93-19-065 T-51-

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Table

WAC #		WSR #	WAC#		WSR #	WAC#		WSR #
392-171-300	AMD-P	93-15-085	392-171-522	NEW	93-19-063	392-173-047	NEW-P	93-15-083
392-171-300	AMD	93-19-063	392-171-524	NEW-P	93-15-085	392-173-047	NEW	93-19-064
392-171-305	AMD-P	93-15-085	392-171-524	NEW	93-19-063	392-173-080	AMD-P	93-15-083
392-171-305	AMD	93-19-063	392-171-526	AMD-P	93-15-085	392-173-080	AMD	93-19-064
392-171-310	AMD-P	93-15-085	392-171-526	AMD	93-19-063	392-184-020	AMD-P	93-19-108
392-171-310	AMD	93-19-063	392-171-531	AMD-P	93-15-085	392-184-025	AMD-P	93-19-108
392-171-315	AMD-P	93-15-085 93-19-063	392-171-531 392-171-536	AMD AMD-P	93-19-063 93-15-085	392-185-003 392-185-005	AMD-P AMD-P	93-19-119 93-19-119
392-171-315 392-171-320	AMD AMD-P	93-15-085	392-171-536	AMD-1	93-19-063	392-185-010	AMD-P	93-19-119
392-171-320	AMD	93-19-063	392-171-551	AMD-P	93-15-085	392-185-020	AMD-P	93-19-119
392-171-321	AMD-P	93-15-085	392-171-551	AMD	93-19-063	392-185-030	AMD-P	93-19-119
392-171-321	AMD	93-19-063	392-171-556	AMD-P	93-15-085	392-185-040	AMD-P	93-19-119
392-171-323	NEW-P	93-15-085	392-171-556	AMD	93-19-063	392-185-050	AMD-P	93-19-119
392-171-323	NEW	93-19-063	392-171-561	AMD-P	93-15-085	392-185-060	AMD-P	93-19-119
392-171-324 392-171-324	NEW-P NEW	93-15-085 93-19-063	392-171-561 392-171-564	AMD NEW-P	93-19-063 93-15-085	392-185-070 392-185-080	AMD-P AMD-P	93-19-119 93-19-119
392-171-325	AMD-P	93-15-085	392-171-564	NEW-I	93-19-063	392-185-100	AMD-P	93-19-119
392-171-325	AMD	93-19-063	392-171-581	AMD-P	93-15-085	392-185-120	AMD-P	93-19-119
392-171-336	AMD-P	93-15-085	392-171-581	AMD	93-19-063	392-185-150	AMD-P	93-19-119
392-171-336	AMD	93-19-063	392-171-593	NEW-P	93-15-085	392-196-005	AMD	93-07-037
392-171-341	AMD-P	93-15-085	392-171-593	NEW	93-19-063	392-196-030	AMD	93-07-037
392-171-341 392-171-351	AMD AMD-P	93-19-063 93-15-085	392-171-596 392-171-596	AMD-P AMD	93-15-085 93-19-063	392-196-080 392-196-095	AMD AMD	93-07-037 93-07-037
392-171-351	AMD-F	93-19-063	392-171-646	AMD-P	93-15-085	392-202-110	AMD	93-07-037
392-171-371	AMD-P	93-15-085	392-171-646	AMD	93-19-063	392-202-110	AMD-P	93-15-034
392-171-371	AMD	93-19-063	392-171-651	AMD-P	93-15-085	392-202-110	AMD	93-19-121
392-171-381	AMD-P	93-15-085	392-171-651	AMD	93-19-063	392-210-015	AMD-P	93-19-120
392-171-381	AMD B	93-19-063	392-171-688	NEW-P	93-15-085	392-210-030	AMD-P	93-19-120
392-171-382 392-171-382	AMD-P AMD	93-15-085 93-19-063	392-171-688 392-171-691	NEW AMD-P	93-19-063 93-15-085	392-315-005 392-315-005	REP-E REP-P	93-08-037 93-11-033
392-171-383	AMD-P	93-15-085	392-171-691	AMD	93-19-063	392-315-005	REP	93-17-007
392-171-383	AMD	93-19-063	392-171-696	AMD-P	93-15-085	392-315-010	REP-E	93-08-037
392-171-384	REP-P	93-15-085	392-171-696	AMD	93-19-063	392-315-010	REP-P	93-11-033
392-171-384	REP	93-19-063	392-171-728	NEW-P	93-15-085	392-315-010	REP	93-17-007
392-171-401 392-171-401	AMD-P AMD	93-15-085 93-19-063	392-171-728 392-171-736	NEW AMD-P	93-19-063 93-15-085	392-315-015 392-315-015	REP-E REP-P	93-08-037 93-11-033
392-171-401	NEW-P	93-15-085	392-171-736	AMD	93-19-063	392-315-015	REP	93-17-007
392-171-452	NEW	93-19-063	392-171-835	NEW-P	93-15-085	392-315-020	REP-E	93-08-037
392-171-454	NEW-P	93-15-085	392-171-835	NEW	93-19-063	392-315-020	REP-P	93-11-033
392-171-454	NEW	93-19-063	392-171-900	NEW-P	93-15-085	392-315-020	REP	93-17-007
392-171-456 392-171-456	-AMD-P AMD	93-15-085 93-19-063	392-171-900 392-171-901	NEW NEW-P	93-19-063 93-15-085	392-315-025 392-315-025	REP-E REP-P	93-08-037 93-11-033
392-171-457	NEW-P	93-15-085	392-171-901	NEW	93-19-063	392-315-025	REP	93-17-007
392-171-457	NEW	93-19-063	392-171-905	NEW-P	93-15-085	392-315-030	REP-E	93-08-037
392-171-461	AMD-P	93-15-085	392-171-905	NEW	93-19-063	392-315-030	REP-P	93-11-033
392-171-461	AMD	93-19-063	392-171-910	NEW-P	93-15-085	392-315-030	REP	93-17-007
392-171-462	NEW-P NEW	93-15-085 93-19-063	392-171-910 392-171-915	NEW NEW-P	93-19-063 93-15-085	392-315-035 392-315-035	REP-E REP-P	93-08-037 93-11-033
392-171-462 392-171-463	NEW-P	93-15-085	392-171-915	NEW	93-19-063	392-315-035	REP	93-11-033
392-171-463	NEW	93-19-063	392-171-925	NEW-P	93-15-085	392-315-040	REP-E	93-08-037
392-171-464	NEW-P	93-15-085	392-171-925	NEW	93-19-063	392-315-040	REP-P	93-11-033
392-171-464	NEW	93-19-063	392-171-930	NEW-P	93-15-085	392-315-040	REP	93-17-007
392-171-466	AMD-P	93-15-085	392-171-930	NEW	93-19-063	392-315-045	REP-E	93-08-037
392-171-466 392-171-471	AMD AMD-P	93-19-063 93-15-085	392-171-935 392-171-935	NEW-P NEW	93-15-085 93-19-063	392-315-045 392-315-045	REP-P REP	93-11-033 93-17-007
392-171-471	AMD	93-19-063	392-171-940	NEW-P	93-15-085	392-315-050	REP-E	93-08-037
392-171-476	AMD-P	93-15-085	392-171-940	NEW	93-19-063	392-315-050	REP-P	93-11-033
392-171-476	AMD	93-19-063	392-171-945	NEW-P	93-15-085	392-315-050	REP	93-17-007
392-171-481	AMD-P	93-15-085	392-171-945	NEW	93-19-063	392-315-055	REP-E	93-08-037
392-171-481	AMD	93-19-063	392-171-950	NEW-P	93-15-085	392-315-055	REP-P	93-11-033
392-171-504 392-171-504	NEW-P NEW	93-15-085 93-19-063	392-171-950 392-171-955	NEW NEW-P	93-19-063 93-15-085	392-315-055 392-315-060	REP REP-E	93-17-007 93-08-037
392-171-507	NEW-P	93-15-085	392-171-955	NEW-P	93-19-063	392-315-060	REP-P	93-08-037
392-171-507	NEW	93-19-063	392-171-960	NEW-P	93-15-085	392-315-060	REP	93-17-007
392-171-508	NEW-P	93-15-085	392-171-960	NEW	93-19-063	392-315-065	REP-E	93-08-037
392-171-508	NEW	93-19-063	392-173-005	AMD-P	93-15-083	392-315-065	REP-P	93-11-033
392-171-509	NEW-P	93-15-085	392-173-005	AMD	93-19-064	392-315-065	REP	93-17-007
392-171-509 392-171-511	NEW AMD-P	93-19-063 93-15-085	392-173-010 392-173-010	AMD-P AMD	93-15-083 93-19-064	392-315-070 392-315-070	REP-E REP-P	93-08-037 93-11-033
	AMD-P AMD	93-15-085 93-19-063	392-173-010	AMD-P	93-19-064	392-315-070	REP-P REP	93-11-033
392-171-511								
392-171-511 392-171-512	AMD-P	93-15-085	392-173-015	AMD	93-19-064	392-315-075	REP-E	93-08-037

Table [48]

WAC # WSR # WAC # WSR # WAC # WSR # WAC # WSR #				ı			1		
392.315-080 REP 93.11-073 415-08-080 AMD- 93-08-054 415-08-400 REP 93.11-073 392.315-085 REP 93.10-073 415-08-080 AMD- 93-08-055 415-08-400 REP 93.10-073 392.315-085 REP 93.10-073 415-08-100 AMD- 93-08-055 415-08-400 REP 93.10-073 392.315-080 REP- 93.10-073 415-08-100 AMD- 93-08-055 415-08-400 REP 93.10-073 392.315-080 REP- 93.10-073 415-08-100 AMD- 93-08-055 415-08-400 REP- 93.10-073 392.315-080 REP- 93.10-073 415-08-100 AMD- 93-08-055 415-08-400 REP- 93.10-073 392.315-080 REP- 93.10-073 415-08-100 AMD- 93-08-055 415-08-400 REP- 93.10-073 392.315-080 REP- 93.10-073 415-08-100 REP- 93.10-073 415-08-00 REP- 93.10-073 415-	WAC #		WSR #	WAC#		WSR #	WAC #		WSR #
392.315-080 REP-P 93-11-073 415-08-800 AMD-P 33-08-054 415-08-400 REP-P 93-11-079 32-315-080 REP-B 33-08-053 415-08-080 AMD-P 33-08-055 415-08-400 REP-P 93-11-079 32-315-080 REP-B 33-11-079 415-08-400 REP-P 93-11-079 32-315-080 REP-B 33-11-079 415-08-080 AMD-P 33-08-055 415-08-400 REP-P 93-11-079 32-315-080 REP-B 33-11-079 415-08-100 AMD-P 33-08-055 415-08-400 REP-P 93-11-079 32-315-080 REP-B 33-11-033 415-08-100 AMD-P 33-11-079 415-08-400 REP-P 33-11-033 415-08-100 REP-P 33-11-033 415-08-100 REP-P 33-11-033 415-08-100 REP-B 33-	392-315-080	REP-E	93-08-037	415-08-060	REP	93-11-079	415-08-430	REP-P	93-08-054
392.315.065 REP-E 93.06.037 415.08.090 AMD-P 93.08.054 415.08.450 REP- 93.11.033 302.315.083 REP-P 93.11.033 415.08.000 AMD-P 93.08.054 415.08.450 REP- 93.08.053 302.315.083 REP-P 93.11.033 415.08.000 AMD-P 93.08.054 415.08.450 REP- 93.08.053 302.315.080 REP-P 93.11.033 415.08.100 REP-P 93.08.053 415.08.050 REP-P 93.08.053 415.08.050 REP-P 93.11.033 415.08.100 REP-P 93.11.039 415.08.100 REP-P 93.11.033 415.08.100 REP-P 93.11.039 415.08.100 REP-P 93.11.039 415.08.100 REP-P 93.11.039 415.08.100 REP-P 93.11.039 415.08.100 REP-P 93.08.053 415.08.000 REP-P 93.	392-315-080			415-08-080		93-08-054		REP	93-11-079
3923.15-085 REP 931-1-033 415-08-00 AMD 93-11-079 415-08-450 REP-1 93-08-035 AMD 93-11-079 393-15-090 REP-E 93-08-037 415-08-100 AMD 93-11-079 415-08-460 REP-1 93-08-035 AMD 93-11-079 415-08-460 REP-1 93-08-035 AMD 93-11-079 415-08-460 REP-1 93-11-079 AMD 93-11-079 AM									
392.315-085 REP									
392.315-090 REP-E 93.08.037 415.08.100 AMD 93.11.079 415.08.400 REP- 93.10.033 392.335.090 REP- 93.17.077 415.08.105 NEW 93.08.054 415.08.400 REP- 93.10.033 392.335.095 REP- 93.17.077 415.08.101 REP- 93.10.033 415.08.101 REP- 93.08.033 415.08.101 REP- 93.08.033 415.08.101 REP- 93.08.033 415.08.101 REP- 93.10.033 415.08.101 REP-							E .		
392.315-090 REP.P 93.1-033 415-08-105 NEW.P 93.08-054 415-08-800 REP.P 93.08-053 392.315-095 REP.E 93.08-037 415-08-110 REP.P 93.08-054 415-08-870 REP.P 93.08-053 392.315-105 REP.E 93.08-037 415-08-110 REP.P 93.08-054 415-08-870 REP.P 93.08-053 392.315-100 REP.P 93.10-037 415-08-120 REP.P 93.10-039 392.315-100 REP.P 93.10-037 415-08-120 REP.P 93.11-039 392.315-100 REP.P 93.10-030									
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	415-08-060	REP-P	93-08-054	l 415-08-420	AMD	93-11-079	I 434-19-020	AMD-E	93-14-081

[49] Table

WAC #		WSR #	WAC #		WSR #	WAC #		WSR #
424 10 055	AMD 5	02.14.001	434-60-020	NEW-P	93-15-058	434-610-060	NEW	93-04-001
434-19-056	AMD-E	93-14-081 93-14-081	434-60-020	NEW-P	93-13-058	434-610-000	NEW	93-04-001
434-19-080 434-19-081	AMD-E AMD-E	93-14-081	434-60-030	NEW-P	93-15-058	434-610-080	NEW	93-04-001
434-19-081	AMD-E	93-14-081	434-60-030	NEW	93-18-053	434-610-090	NEW	93-04-001
434-19-083	AMD-E	93-14-081	434-60-040	NEW-P	93-15-058	434-610-100	NEW	93-04-001
434-19-084	AMD-E	93-14-081	434-60-040	NEW	93-18-053	434-610-110	NEW	93-04-001
434-19-085	AMD-E	93-14-081	434-60-050	NEW-P	93-15-058	434-610-120	NEW	93-04-001
434-19-086	AMD-E	93-14-081	434-60-050	NEW	93-18-053	434-615-010	NEW	93-04-001
434-19-087	AMD-E	93-14-081	434-60-060	NEW-P	93-15-058	434-615-020	NEW	93-04-001
434-19-088	AMD-E	93-14-081	434-60-060	NEW	93-18-053	434-615-030	NEW	93-04-001
434-19-097	AMD-E	93-14-081	434-60-070	NEW-P	93-15-058	434-620-010 434-624-010	NEW NEW	93-04-001 93-04-001
434-19-098	AMD-E	93-14-081	434-60-070 434-60-080	NEW NEW-P	93-18-053 93-15-058	434-624-020	NEW	93-04-001
434-19-101 434-19-102	AMD-E REP-E	93-14-081 93-14-081	434-60-080	NEW	93-18-053	434-624-030	NEW	93-04-001
434-19-102	AMD-E	93-14-081	434-60-090	NEW-P	93-15-058	434-624-040	NEW	93-04-001
434-19-118	AMD-E	93-14-081	434-60-090	NEW	93-18-053	434-624-050	NEW	93-04-001
434-19-190	AMD-E	93-14-081	434-60-100	NEW-P	93-15-058	434-626-010	NEW	93-04-001
434-19-191	AMD-E	93-14-081	434-60-100	NEW	93-18-053	434-626-020	NEW	93-04-001
434-19-192	- AMD-E	93-14-081	434-60-110	NEW-P	93-15-058	434-660-010	NEW-P	93-14-002
434-19-193	AMD-E	93-14-081	434-60-110	NEW	93-18-053	434-660-010	NEW	93-19-051
434-19-194	AMD-E	93-14-081	434-60-120	NEW-P	93-15-058	434-663-001	NEW-P	93-14-001
434-19-195	AMD-E	93-14-081	434-60-120	NEW D	93-18-053	434-663-005 434-663-020	NEW-P NEW-P	93-14-001 93-14-001
434-50-010	AMD-E	93-14-080 93-14-107	434-60-130 434-60-130	NEW-P NEW	93-15-058 93-18-053	434-663-030	NEW-P	93-14-001
434-50-010 434-50-010	AMD-E REP-P	93-14-107	434-60-130	NEW-P	93-15-058	434-663-050	NEW-P	93-14-001
434-50-010	REP	93-10-114	434-60-140	NEW	93-18-053	434-663-060	NEW-P	93-14-001
434-50-015	AMD-E	93-14-080	434-60-150	NEW-P	93-15-058	434-663-070	NEW-P	93-14-001
434-50-015	AMD-E	93-14-107	434-60-150	NEW	93-18-053	437-10-030	AMD-P	93-20-096
434-50-015	REP-P	93-16-114	434-60-160	NEW-P	93-15-058	437-10-040	AMD-P	93-20-096
434-50-015	REP	93-20-072	434-60-160	NEW	93-18-053	437-10-060	AMD-P	93-20-096
434-50-020	AMD-E	93-14-080	434-60-170	NEW-P	93-15-058	440-22-001	NEW-P	93-18-008
434-50-020	AMD-E	93-14-107	434-60-170	NEW	93-18-053	440-22-005	NEW-P NEW-P	93-18-008 93-18-008
434-50-020	REP-P	93-16-114	434-60-180	NEW-P	93-15-058 93-18-053	440-22-010 440-22-015	NEW-P	93-18-008
434-50-020	REP REP-P	93-20-072 93-16-114	434-60-180 434-60-190	NEW NEW-P	93-16-058	440-22-013	NEW-P	93-18-008
434-50-025 434-50-025	REP	93-10-114	434-60-190	NEW	93-18-053	440-22-025	NEW-P	93-18-008
434-50-023	REP-P	93-16-114	434-60-200	NEW-P	93-15-058	440-22-030	NEW-P	93-18-008
434-50-030	REP	93-20-072	434-60-200	NEW	93-18-053	440-22-035	NEW-P	93-18-008
434-50-031	NEW-E	93-14-080	434-79-010	AMD-E	93-14-088	440-22-040	NEW-P	93-18-008
434-50-031	NEW-E	93-14-107	434-110-010	NEW-P	93-16-114	440-22-045	NEW-P	93-18-008
434-50-032	NEW-E	93-14-080	434-110-010	NEW	93-20-072	440-22-050	NEW-P	93-18-008
434-50-032	NEW-E	93-14-107	434-110-020	NEW-P	93-16-114	440-22-055 440-22-060	NEW-P NEW-P	93-18-008 93-18-008
434-50-033	NEW-E	93-14-080	434-110-020 434-110-030	NEW NEW-P	93-20-072 93-16-114	440-22-065	NEW-P	93-18-008
434-50-033 434-50-034	NEW-E NEW-E	93-14-107 93-14-080	434-110-030	NEW	93-20-072	440-22-070	NEW-P	93-18-008
434-50-034	NEW-E	93-14-107	434-110-040	NEW-P	93-16-114	440-22-075	NEW-P	93-18-008
434-50-035	AMD-E	93-14-080	434-110-040	NEW	93-20-072	440-22-080	NEW-P	93-18-008
434-50-035	AMD-E	93-14-107	434-110-050	NEW-P	93-16-114	440-22-085	NEW-P	93-18-008
434-50-035	REP-P	93-16-114	434-110-050	NEW	93-20-072	440-22-090	NEW-P	93-18-008
434-50-035	REP	93-20-072	434-110-060	NEW-P	93-16-114	440-22-100	NEW-P	93-18-008
434-50-036	NEW-E	93-14-080	434-110-060	NEW	93-20-072	440-22-105	NEW-P	93-18-008
434-50-036	NEW-E	93-14-107	434-110-070	NEW-P	93-16-114	440-22-110	NEW-P NEW-P	93-18-008 93-18-008
434-50-037	NEW-E	93-14-080	434-110-070	NEW D	93-20-072	440-22-115 440-22-120	NEW-P	93-18-008
434-50-037 434-50-038	NEW-E NEW-E	93-14-107 93-14-109	434-110-075 434-110-075	NEW-P NEW	93-16-114 93-20-072	440-22-120	NEW-P	93-18-008
434-50-038	AMD-E	93-14-109	434-110-080	NEW-P	93-16-114	440-22-123	NEW-P	93-18-008
434-50-040	AMD-E	93-14-107	434-110-080	NEW	93-20-072	440-22-155	NEW-P	93-18-008
434-50-040	REP-P	93-16-114	434-110-090	NEW-P	93-16-114	440-22-160	NEW-P	93-18-008
434-50-040	REP	93-20-072	434-110-090	NEW	93-20-072	440-22-165	NEW-P	93-18-008
434-50-045	AMD-E	93-14-080	434-110-100	NEW-P	93-16-114	440-22-175	NEW-P	93-18-008
434-50-045	AMD-E	93-14-107	434-110-100	NEW	93-20-072	440-22-180	NEW-P	93-18-008
434-50-045	REP-P	93-16-114	434-110-120	NEW-P	93-16-114	440-22-200	NEW-P	93-18-008
434-50-045	REP	93-20-072	434-110-120	NEW	93-20-072	440-22-205	NEW-P	93-18-008
434-50-050	AMD-E	93-14-080	434-110-130	NEW-P	93-16-114	440-22-210	NEW-P	93-18-008 93-18-008
434-50-050	AMD-E	93-14-107	434-110-130	NEW	93-20-072 93-20-072	440-22-215 440-22-220	NEW-P NEW-P	93-18-008
434-50-050	REP-P	93-16-114	434-110-140 434-600-010	NEW NEW	93-20-072 93-04-001	440-22-225	NEW-P NEW-P	93-18-008
434-50-050 434-50-055	REP AMD-E	93-20-072 93-14-080	434-600-010	NEW NEW	93-04-001	440-22-223	NEW-P	93-18-008
434-50-055	AMD-E	93-14-107	434-610-020	NEW	93-04-001	440-22-240	NEW-P	93-18-008
434-50-055	REP-P	93-14-107	434-610-025	NEW	93-04-001	440-22-245	NEW-P	93-18-008
434-50-055	REP	93-20-072	434-610-030	NEW	93-04-001	440-22-250	NEW-P	93-18-008
434-60-010	NEW-P	93-15-058	434-610-040	NEW	93-04-001	440-22-260	NEW-P	93-18-008
434-60-010	NEW	93-18-053	434-610-050	NEW	93-04-001	l 440-22-270	NEW-P	93-18-008
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Table of WAC Sections Affected

WAC #		WSR #	WAC #		WSR #	WAC #		WSR #
440-22-275	NEW-P	93-18-008	440-25-080	NEW	93-15-014	458-14-127	AMD-P	93-05-015
440-22-280	NEW-P	93-18-008	440-25-090	NEW-E	93-11-050	458-14-127	AMD	93-08-050
440-22-285	NEW-P	93-18-008	440-25-090	NEW-P	93-11-052	458-14-170	AMD-P	93-05-015
440-22-288	NEW-P	93-18-008	440-25-090	NEW	93-15-014	458-14-170	AMD	93-08-050
440-22-290	NEW-P	93-18-008	440-25-100	NEW-E	93-11-050	458-14-171	NEW-P	93-05-015
440-22-292	NEW-P	93-18-008	440-25-100	NEW-P	93-11-052	458-14-171	NEW	93-08-050
440-22-294 440-22-296	NEW-P NEW-P	93-18-008 93-18-008	440-25-100 440-25-110	NEW NEW-E	93-15-014 93-11-050	458-16 458-16-160	PREP NEW-E	93-18-066 93-16-012
440-22-298	NEW-P	93-18-008	440-25-110	NEW-P	93-11-050	458-16-210	AMD-E	93-16-012
440-22-300	NEW-P	93-18-008	440-25-110	NEW	93-15-014	458-16-240	AMD-E	93-16-012
440-22-310	NEW-P	93-18-008	440-25-120	NEW-E	93-11-050	458-16-300	AMD-E	93-16-012
440-22-320	NEW-P	93-18-008	440-25-120	NEW-P	93-11-052	458-16-310	AMD-E	93-16-012
440-22-325	NEW-P	93-18-008	440-25-120	NEW	93-15-014	458-18-220	AMD-P	93-03-024
440-22-330 440-22-335	NEW-P NEW-P	93-18-008 93-18-008	446-40-070 446-40-070	AMD-P AMD	93-10-001 93-15-074	458-18-220 - 458-18-220	AMD-E AMD	93-03-025 93-06-096
440-22-350	NEW-P	93-18-008	446-50-040	REP-P	93-13-074	458-19	PREP	93-16-103
440-22-355	NEW-P	93-18-008	446-55-005	REP-P	93-20-033	458-19-005	NEW-P	93-18-087
440-22-400	NEW-P	93-18-008	446-55-010	REP-P	93-20-033	458-19-010	NEW-P	93-18-087
440-22-405	NEW-P	93-18-008	446-55-020	REP-P	93-20-033	458-19-015	NEW-P	93-18-087
440-22-410	NEW-P	93-18-008	446-55-030	REP-P	93-20-033	458-19-020	NEW-P	93-18-087
440-22-420	NEW-P	93-18-008	446-55-040	REP-P	93-20-033	458-19-025	NEW-P	93-18-087
440-22-430 440-22-450	NEW-P NEW-P	93-18-008 93-18-008	446-55-050 446-55-060	REP-P REP-P	93-20-033 93-20-033	458-19-030 458-19-035	NEW-P NEW-P	93-18-087 93-18-087
440-22-455	NEW-P	93-18-008	446-55-070	REP-P	93-20-033	458-19-033	NEW-P	93-18-087
440-22-460	NEW-P	93-18-008	446-55-080	REP-P	93-20-033	458-19-045	NEW-P	93-18-087
440-22-465	NEW-P	93-18-008	446-55-090	REP-P	93-20-033	458-19-050	NEW-P	93-18-087
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440-22-505	NEW-P	93-18-008	446-55-110	REP-P	93-20-033	458-19-060	NEW-P	93-18-087
440-22-510	NEW-P	93-18-008	446-55-120	REP-P	93-20-033	458-19-065	NEW-P	93-18-087
440-22-515 440-22-520	NEW-P NEW-P	93-18-008 93-18-008	446-55-130 446-55-140	REP-P REP-P	93-20-033 93-20-033	458-19-070 458-19-075	NEW-P NEW-P	93-18-087 93-18-087
440-22-525	NEW-P	93-18-008	446-55-150	REP-P	93-20-033	458-19-080	NEW-P	93-18-087
440-22-530	NEW-P	93-18-008	446-55-160	REP-P	93-20-033	458-20-101	PREP	93-02-046
440-22-550	NEW-P	93-18-008	446-55-165	REP-P	93-20-033	458-20-101	AMD-P	93-08-013
440-22-560	NEW-P	93-18-008	446-55-170	REP-P	93-20-033	458-20-101	AMD	93-13-126
440-22-565	NEW-P	93-18-008	446-55-180	REP-P	93-20-033	458-20-102	AMD-E	93-13-085
440-22-600 440-22-610	NEW-P NEW-P	93-18-008 93-18-008	446-55-190 446-55-220	REP-P REP-P	93-20-033 93-20-033	458-20-102 458-20-115	PREP PREP	93-17-086 93-12-111
440-22-620	NEW-P	93-18-008	446-55-230	REP-P	93-20-033	458-20-115	AMD-P	93-15-064
440-22-900	NEW-P	93-18-008	446-55-250	REP-P	93-20-033	458-20-115	AMD	93-19-017
440-22-905	NEW-P	93-18-008	446-55-260	REP-P	93-20-033	458-20-116	PREP	93-12-112
440-22-910	NEW-P	93-18-008	446-55-270	REP-P	93-20-033	458-20-116	AMD-P	93-15-065
440-22-915	NEW-P	93-18-008	446-55-280	REP-P	93-20-033	458-20-116	AMD	93-19-018
440-22-920	NEW-P	93-18-008	446-60-005 446-60-010	REP-P	93-20-033	458-20-117	PREP	93-12-113
440-22-925 440-22-930	NEW-P NEW-P	93-18-008 93-18-008	446-60-015	REP-P REP-P	93-20-033 93-20-033	458-20-117 458-20-117	AMD-P AMD	93-15-066 93-19-019
440-22-935	NEW-P	93-18-008	446-60-020	REP-P	93-20-033	458-20-119	AMD-P	93-07-069
440-25-005	NEW-E	93-11-050	446-60-030	REP-P	93-20-033	458-20-119	AMD-C	93-18-079
440-25-005	NEW-P	93-11-052	446-60-040	REP-P	93-20-033	458-20-121	PREP	93-17-085
440-25-005	NEW	93-15-014	446-60-050	REP-P	93-20-033	458-20-122	: PREP	93-16-086
440-25-010	NEW-E	93-11-050	446-60-060	REP-P	93-20-033	458-20-124	AMD-P	93-07-070
440-25-010	NEW-P	93-11-052	446-60-070	REP-P	93-20-033	458-20-124	AMD-C	93-18-080
440-25-010 440-25-020	NEW NEW-E	93-15-014 93-11-050	446-60-080 446-60-090	REP-P REP-P	93-20-033 93-20-033	458-20-125 458-20-149	PREP REP	93-16-083 93-03-005
440-25-020	NEW-P	93-11-052	446-65-010	AMD-P	93-20-033	458-20-150	PREP	93-12-114
440-25-020	NEW	93-15-014	446-80-005	NEW-P	93-13-119	458-20-150	AMD-P	93-15-067
440-25-030	NEW-E	93-11-050	446-80-005	NEW	93-18-043	458-20-150	AMD	93-19-020
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440-25-030	NEW	93-15-014	446-80-010	NEW	93-18-043	458-20-166	PREP	93-17-084
440-25-040	NEW-E	93-11-050	448-13-080	AMD-P	93-18-013	458-20-167	PREP	93-12-115
440-25-040	NEW-P	93-11-052	448-13-210 458-12-010	AMD-P	93-18-013 93-05-016	458-20-168	AMD-E	93-13-086
440-25-040 440-25-050	NEW NEW-E	93-15-014 93-11-050	458-12-010 458-12-010	AMD-P AMD	93-08-049	458-20-174 458-20-179	PREP PREP	93-02-047 93-17-083
440-25-050	NEW-P	93-11-050	458-12-240	REP-P	93-05-016	458-20-17901	AMD-P	93-04-045
440-25-050	NEW	93-15-014	458-12-240	REP	93-08-049	458-20-17901	AMD	93-07-066
440-25-060	NEW-E	93-11-050	458-12-342	AMD-P	93-05-016	458-20-185	PREP	93-17-082
440-25-060	NEW-P	93-11-052	458-12-342	AMD	93-08-049	458-20-186	PREP	93-17-082
440-25-060	NEW	93-15-014	458-14-015	AMD-P	93-05-015	458-20-209	PREP	93-16-087
440-25-070	NEW-E	93-11-050	458-14-015	AMD	93-08-050	458-20-210	PREP	. 93-16-085
440-25-070 440-25-070	NEW-P NEW	93-11-052 93-15-014	458-14-025 458-14-025	AMD-P AMD	93-05-015 93-08-050	458-20-226 458-20-229	PREP AMD	93-17-081 93-04-077
440-25-070	NEW-E	93-13-014	458-14-026	NEW-P	93-08-030	458-20-230	AMD	93-04-077
440-25-080	NEW-P	93-11-052	458-14-026	NEW	93-08-050	458-20-258	PREP	93-18-042
				[51]				Table

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458-20-900	NEW-E	93-13-087	458-61-553	NEW-E	93-14-015	468-300-700	AMD .	93-18-006
458-30-262	AMD-P	93-04-020	458-61-555	AMD-E	93-14-015	478-116-370	AMD-P	93-08-110 93-14-130
458-30-262	AMD-E	93-04-021	458-61-560	REP-E	93-14-015 93-14-015	478-116-370 478-116-400	AMD AMD-P	93-14-130
458-30-262	AMD	93-07-067	458-61-570	REP-E	93-14-015 93-14-015	478-116-400	AMD-P AMD	93-08-110
458-40-610	PREP	93-17-110	458-61-590	AMD-E AMD-E	93-14-015	478-116-410	REP-P	93-08-110
458-40-634	PREP	93-07-068	458-61-610	REP-E	93-14-015	478-116-410	REP	93-14-130
458-40-634	AMD-P	93-11-081	458-61-620 458-61-630	REP-E	93-14-015	478-116-420	REP-P	93-14-130
458-40-634	AMD	93-14-090	458-61-640	AMD-E	93-14-015	478-116-420	REP	93-14-130
458-40-640 458-40-650	PREP PREP	93-13-102 93-17-110	458-61-650	AMD-E	93-14-015	478-116-430	REP-P	93-08-110
458-40-660	AMD-P	93-17-110	458-61-660	AMD-E	93-14-015	478-116-430	REP	93-14-130
458-40-660	AMD-P	93-14-051	458-61-670	AMD-E	93-14-015	478-116-440	AMD-P	93-08-110
458-40-670	AMD-P	93-14-031	458-61-680	REP-E	93-14-015	478-116-440	AMD	93-14-130
458-40-670	AMD	93-14-051	458-61-690	REP-E	93-14-015	478-116-450	AMD-P	93-08-110
458-40-670 458-40-670	PREP	93-19-155	460-20A-220	PREP	93-16-025	478-116-450	AMD	93-14-130
458-40-690	PREP	93-09-029	460-20A-230	PREP	93-16-025	478-116-460	AMD-P	93-08-110
458-61	PREP	93-18-017	460-24A-050	PREP	93-16-025	478-116-460	AMD	93-14-130
458-61-010	REP-E	93-14-015	460-24A-150	NEW-P	93-16-026	478-116-470	REP-P	93-08-110
458-61-015	NEW-E	93-14-015	460-24A-150	NEW	93-20-012	478-116-470	REP	93-14-130
458-61-020	REP-É	93-14-015	460-24A-170	PREP	93-16-024	478-116-480	REP-P	93-08-110
458-61-025	NEW-E	93-14-015	463-30-055	NEW-P	93-07-094	478-116-480	REP	93-14-130
458-61-030	AMD-E	93-14-015	463-30-055	NEW	93-12-013	478-116-490	REP-P	93-08-110
458-61-040	REP-E	93-14-015	463-39	AMD-P	93-18-104	478-116-490	REP	93-14-130
458-61-050	AMD-E	93-14-015	463-39-005	AMD-P	93-18-104	478-116-500	REP-P	93-08-110
458-61-060	AMD-E	93-14-015	463-39-020	AMD-P	93-18-104	478-116-500	REP	93-14-130
458-61-070	AMD-E	93-14-015	463-39-030	AMD-P	93-18-104	478-116-510	REP-P	93-08-110
458-61-080	AMD-E	93-14-015	463-39-100	AMD-P	93-18-104	478-116-510	REP	93-14-130
458-61-090	AMD-E	93-14-015	463-39-120	AMD-P	93-18-104	478-116-511	REP-P	93-08-110
458-61-100	AMD-E	93-14-015	463-39-140	NEW-P	93-18-104	478-116-511	REP	93-14-130
458-61-110	REP-E	93-14-015	468-16-030	AMD	93-03-020	478-116-520	AMD-P	93-08-110
458-61-120	AMD-E	93-14-015	468-16-040	AMD	93-03-020	478-116-520	AMD	93-14-130
458-61-130	AMD-E	93-14-015	468-16-050	AMD	93-03-020	478-116-530	REP-P	93-08-110
458-61-140	REP-E	93-14-015	468-16-060	AMD	93-03-020	478-116-530	REP	93-14-130
458-61-150	AMD-E	93-14-015	468-16-070	AMD	93-03-020	478-116-540	AMD-P	93-08-110
458-61-200	AMD-E	93-14-015	468-16-090	AMD	93-03-020	478-116-540	AMD	93-14-130
458-61-210	AMD-E	93-14-015	468-16-100	AMD	93-03-020	478-116-550	AMD-P	93-08-110
458-61-220	AMD-E	93-14-015	468-16-120	AMD	93-03-020	478-116-550	AMD	93-14-130
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458-61-235	NEW-E	93-14-015	468-16-140	AMD	93-03-020	478-116-560	REP	93-14-130
458-61-240	REP-E	93-14-015	468-16-150	AMD	93-03-020	478-116-582	AMD-P	93-08-110
458-61-250	AMD-E	93-14-015	468-16-160	AMD	93-03-020	478-116-582	AMD	93-14-130
458-61-255	NEW-E	93-14-015	468-16-170	AMD	93-03-020	478-116-586	AMD-P	93-08-110
458-61-270	REP-E	93-14-015	468-16-180	AMD	93-03-020	478-116-586	AMD B	93-14-130
458-61-280	REP-E	93-14-015	468-16-190	AMD	93-03-020	478-116-588	AMD-P	93-08-110
458-61-300	AMD-E	93-14-015	468-16-200	AMD	93-03-020	478-116-588 478-116-589	AMD NEW-P	93-14-130 93-08-110
458-61-310	REP-E	93-14-015	468-38-075	NEW-P	93-17-067			
458-61-320	REP-E	93-14-015	468-38-100	AMD-P	93-17-067	478-116-589	NEW AMD-P	93-14-130 93-08-110
458-61-330	AMD-E	93-14-015	468-38-280	AMD-P	93-16-069 93-19-056	478-116-601 478-116-601	AMD-P AMD	93-08-110
458-61-335	AMD-E	93-14-015	468-38-280	AMD AMD	93-19-056 93-04-071	458-355-010	AMD-P	93-14-130
458-61-340	AMD-E	93-14-015	468-38-360 468-52-010	NEW	93-04-071	458-355-020	AMD-P	93-19-160
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458-61-370 458-61-375	NEW-E	93-14-015	468-52-020	NEW	93-03-033	458-355-030	AMD-E AMD-P	93-19-010
458-61-375 458-61-376	NEW-E NEW-E	93-14-015	468-52-040	NEW	93-03-033	458-355-060	AMD-P	93-19-160
458-61-376 458-61-380	REP-E	93-14-015 93-14-015	468-52-050	NEW	93-03-033	480-09-012	NEW-P	93-19-100
458-61-380 458-61-390	REP-E REP-E	93-14-015	468-52-060	NEW	93-03-033	480-09-012	AMD-P	93-19-161
458-61-390 458-61-400	AMD-E	93-14-015 93-14-015	468-52-060 468-52-070	NEW	93-03-033	480-09-113	AMD-P	93-19-101
458-61-410	AMD-E AMD-E	93-14-015	468-95-035	NEW-C	93-03-055	480-09-120	AMD-P	93-18-096
458-61-420	AMD-E	93-14-015	468-95-035	NEW-C	93-10-068	480-09-220	AMD-P	93-18-096
458-61-430	AMD-E	93-14-015	468-95-035	NEW-C	93-17-018	480-09-320	AMD-P	93-18-096
458-61-440	REP-E	93-14-015	468-95-037	NEW-C	93-07-055	480-09-330	AMD-P	93-18-096
458-61-450	REP-E	93-14-015	468-95-037	NEW-C	93-10-068	480-09-420	AMD-P	93-18-096
458-61-460	REP-E	93-14-015	468-95-037	NEW-C	93-17-018	480-09-425	AMD-P	93-18-096
458-61-470	AMD-E	93-14-015	468-300-010	AMD-P	93-14-113	480-09-480	AMD-P	93-18-096
458-61-480	AMD-E	93-14-015	468-300-010	AMD	93-18-005	480-09-500	AMD-P	93-18-096
458-61-490	REP-E	93-14-015	468-300-020	AMD-P	93-14-113	480-09-720	AMD-P	93-18-096
458-61-500	REP-E	93-14-015	468-300-020	AMD	93-18-005	480-09-736	AMD-P	93-18-096
458-61-510	AMD-E	93-14-015	468-300-040	AMD-P	93-14-113	480-09-760	AMD-P	93-18-095
	AMD-E	93-14-015	468-300-040	AMD	93-18-005	480-09-770	AMD-P	93-18-096
		, , , , UIJ						
458-61-520		93-14-015	468-300-700	AMD-P	93-08-012	480-09-780	AMD-P	93-18-096
458-61-520 458-61-530	REP-E	93-14-015 93-14-015	468-300-700 468-300-700	AMD-P AMD-W	93-08-012 93-09-048	480-09-780	AMD-P AMD-P	93-18-096
458-61-520		93-14-015 93-14-015 93-14-015						

WAC#		WSR #	WAC #		WSR #	WAC #		WSR #
480-12-010	AMD	93-15-036	480-120-505	NEW	93-06-055	490-276-100	NEW	02.06.005
480-12-022	NEW-P	93-18-101	480-120-510	NEW	93-06-055	490-276-110	NEW-P	93-06-005 93-02-045
480-12-030	AMD-E	93-17-003	480-120-515	NEW	93-06-055	490-276-110	NEW	93-06-005
480-12-030	AMD-P	93-18-101	480-120-520	NEW	93-06-055	490-276-120	NEW-P	93-02-045
480-12-033	AMD-P	93-18-096	480-120-525	NEW	93-06-055	490-276-120	NEW	93-06-005
480-12-083 480-12-083	AMD-P AMD	93-11-099 93-15-035	480-120-530	NEW	93-06-055	490-276-130	NEW-P	93-02-045
480-12-126	AMD-E	93-13-033	480-120-535 480-120-535	NEW NEW	93-06-055	490-276-130	NEW	93-06-005
480-12-126	AMD-P	93-18-101	480-149-120	AMD-E	93-14-119 93-17-002	490-276-140 490-276-140	NEW-P NEW	93-02-045
480-12-127	AMD-E	93-17-003	480-149-120	AMD-P	93-18-096	490-325A-010	NEW-P	93-06-005 93-18-099
480-12-127	AMD-P	93-18-101	484-20-065	AMD-E	93-20-111	491-10-010	NEW-E	93-16-015
480-12-130	AMD-E	93-17-003	490-04B-010	NEW-P	93-02-045	491-10-010	NEW-P	93-16-016
480-12-130	AMD-P	93-18-101	490-04B-010	NEW	93-06-005	495B-104-010	NEW	93-05-018
480-12-131 480-12-135	NEW-P AMD-E	93-18-101 93-17-003	490-08B-010	NEW-P	93-02-045	495B-104-020	NEW	93-05-018
480-12-135	AMD-P	93-17-003	490-08B-010 490-08B-020	NEW NEW-P	93-06-005	495B-104-030	NEW	93-05-018
480-12-150	AMD-P	93-11-097	490-08B-020	NEW-F	93-02-045 93-06-005	495B-108-010 495B-108-020	NEW	93-05-018
480-12-150	AMD	93-15-038	490-08B-030	NEW-P	93-02-045	495B-108-030	NEW NEW	93-05-018 93-05-018
480-12-181	AMD	93-05-038	490-08B-030	NEW	93-06-005	495B-108-040	NEW	93-05-018
480-12-250	AMD-P	93-18-101	490-08B-040	NEW-P	93-02-045	495B-108-050	NEW	93-05-018
480-12-285	AMD-P	93-11-098	490-08B-040	NEW	93-06-005	495B-108-060	NEW	93-05-018
480-12-285	AMD	93-15-036	490-08B-050	NEW-P	93-02-045	495B-108-070	NEW	93-05-018
480-12-350 480-12-350	AMD-E AMD-P	93-17-003	490-08B-050	NEW	93-06-005	495B-108-080	NEW	93-05-018
480-12-330	NEW-P	93-18-101 93-19-162	490-08B-060 490-08B-060	NEW-P NEW	93-02-045	495B-116-010	NEW	93-05-018
480-30-015	AMD-P	93-19-102	490-08B-070	NEW-P	93-06-005 93-02-045	495B-116-020	NEW	93-05-018
480-30-015	AMD	93-15-035	490-08B-070	NEW	93-06-005	495B-116-030 495B-116-040	NEW NEW	93-05-018
480-30-030	AMD-P	93-11-096	490-08B-080	NEW-P	93-02-045	495B-116-050	NEW	93-05-018 93-05-018
480-30-030	AMD	93-15-037	490-08B-080	NEW	93-06-005	495B-116-060	NEW	93-05-018
480-35-030	AMD-P	93-11-096	490-10-010	NEW-P	93-02-045	495B-116-070	NEW	93-05-018
480-35-030	AMD	93-15-037	490-10-010	NEW.	93-06-005	495B-116-080	NEW	93-05-018
480-40-015	AMD-P	93-11-099	490-13-010	NEW-P	93-02-045	495B-116-090	NEW	93-05-018
480-40-015 480-40-030	AMD AMD-P	93-15-035 93-11-096	490-13-010 490-100-030	NEW AMD-P	93-06-005	495B-116-100	NEW	93-05-018
480-40-030	AMD-1	93-15-037	490-100-035	AMD-P	93-18-098 93-18-098	495B-116-110 495B-116-120	NEW	93-05-018
480-70-055	AMD-P	93-11-099	490-100-040	AMD-P	93-18-098	495B-116-130	NEW NEW	93-05-018
480-70-055	AMD	93-15-035	490-100-050	AMD-P	93-18-098	495B-116-140	NEW	93-05-018 93-05-018
480-70-700	NEW-P	93-13-139	490-100-060	AMD-P	93-18-098	495B-116-150	NEW	93-05-018
480-70-700	NEW	93-20-039	490-100-070	AMD-P	93-18-098	495B-116-160	NEW	93-05-018
480-70-710	NEW-P	93-13-139	490-100-080	AMD-P	93-18-098	495B-116-170	NEW	93-05-018
480-70-710 480-70-720	NEW NEW-P	93-20-039 93-13-139	490-100-090 490-100-100	AMD-P	93-18-098	495B-116-180	NEW	93-05-018
480-70-720	NEW	93-20-039	490-100-105	AMD-P AMD-P	93-18-098 93-18-098	495B-116-190	NEW	93-05-018
480-70-730	NEW-P	93-13-139	490-100-103	AMD-P	93-18-098	495B-116-200 495B-116-210	NEW NEW	93-05-018
480-70-730	NEW	93-20-039	490-100-130	AMD-P	93-18-098	495B-116-220	NEW	93-05-018 93-05-018
480-70-740	NEW-P	93-13-139	490-100-170	AMD-P	93-18-098	495B-116-230	NEW	93-05-018
480-70-740	NEW	93-20-039	490-100-180	AMD-P	93-18-098	495B-116-240	NEW	93-05-018
480-70-750	NEW-P	93-13-139	490-100-190	AMD-P	93-18-098	495B-116-250	NEW	93-05-018
480-70-750 480-70-760	NEW NEW-P	93-20-039 93-13-139	490-100-200	AMD-P	93-18-098	495B-116-260	NEW	93-05-018
480-70-760	NEW-F	93-13-139	490-100-205 490-100-208	AMD-P AMD-P	93-18-098	495B-116-270	NEW	93-05-018
480-70-770	NEW-P	93-13-139	490-100-208	AMD-P	93-18-098 93-18-098	495B-116-280 495B-120-010	NEW NEW	93-05-018
480-70-770	NEW	93-20-039	490-100-250	AMD-P	93-02-044	495B-120-010 495B-120-020	NEW	93-05-018 93-05-018
480-70-780	NEW-P	93-13-139	490-100-250	AMD	93-06-006	495B-120-030	NEW	93-05-018
480-70-780	NEW	93-20-039	490-276-010	NEW-P	93-02-045	495B-120-040	NEW	93-05-018
480-70-790	NEW-P	93-13-139	490-276-010	NEW	93-06-005	495B-120-045	NEW	93-05-018
480-70-790	NEW	93-20-039	490-276-020	NEW-P	93-02-045	495B-120-050	NEW	93-05-018
480-80-240 480-80-390	AMD-P AMD	93-18-096 93-09-050	490-276-020 490-276-030	NEW D	93-06-005	495B-120-060	NEW	93-05-018
480-93-010	AMD-P	93-13-035	490-276-030	NEW-P NEW	93-02-045 93-06-005	495B-120-070	NEW	93-05-018
480-93-010	AMD	93-18-097	490-276-040	NEW-P	93-02-045	495B-120-080 495B-120-090	NEW NEW	93-05-018
480-110-023	NEW-P	93-06-056	490-276-040	NEW	93-06-005	495B-120-100	NEW	93-05-018 93-05-018
480-110-023	NEW	93-12-062	490-276-050	NEW-P	93-02-045	495B-120-110	NEW	93-05-018
480-110-176	AMD-P	93-06-056	490-276-050	NEW	93-06-005	495B-120-120	NEW	93-05-018
480-110-176	AMD	93-12-062	490-276-060	NEW-P	93-02-045	495B-120-130	NEW	93-05-018
480-120-021	AMD	93-06-055	490-276-060	NEW	93-06-005	495B-120-135	NEW	93-05-018
480-120-031 480-120-031	AMD-P AMD	93-02-068 93-07-089	490-276-070 490-276-070	NEW-P NEW	93-02-045	495B-120-140	NEW	93-05-018
480-120-051	AMD	93-06-055	490-276-070	NEW-P	93-06-005 93-02-045	495B-120-150 495B-120-160	NEW	93-05-018
480-120-031	REP	93-06-055	490-276-080	NEW-F	93-02-045	495B-120-160 495B-120-170	NEW NEW	93-05-018
480-120-350	NEW-P	93-05-013	490-276-090	NEW-P	93-02-045	495B-120-180	NEW	93-05-018 93-05-018
480-120-350	NEW	93-11-026	490-276-090	NEW	93-06-005	495B-120-190	NEW	93-05-018
480-120-500	NEW	93-06-055	490-276-100	NEW-P	93-02-045	495B-120-200	NEW	93-05-018
				[52]				

[53] Table

			1			1		
WAC #		WSR #	WAC #		WSR #	WAC #		WSR #
495B-122-010	NEW	93-05-018	495E-108-020	NEW-P	93-09-032	495E-120-100	NEW	93-13-107
495B-122-020	NEW	93-05-018	495E-108-020	NEW	93-13-105	495E-120-110	NEW-P	93-09-034
495B-122-030	NEW	93-05-018	495E-108-030	NEW-P	93-09-032 93-13-105	495E-120-110	NEW NEW-P	93-13-107 93-09-034
495B-130-010	NEW NEW	93-05-018 93-05-018	495E-108-030 495E-108-040	NEW NEW-P	93-13-103	495E-120-120 495E-120-120	NEW-P	93-13-107
495B-131-010 495B-132-010	NEW	93-05-018	495E-108-040	NEW	93-13-105	495E-120-130	NEW-P	93-09-034
495B-132-010 495B-133-020	NEW	93-05-018	495E-108-050	NEW-P	93-09-032	495E-120-130	NEW	93-13-107
495B-134-010	NEW	93-05-018	495E-108-050	NEW	93-13-105	495E-120-140	NEW-P	93-09-034
495B-140-010	NEW	93-05-018	495E-108-060	NEW-P	93-09-032	495E-120-140	NEW	93-13-107
495B-140-020	NEW	93-05-018	495E-108-060	NEW	93-13-105	495E-120-150	NEW-P	93-09-034
495B-140-030	NEW	93-05-018 93-05-018	495E-108-070 495E-108-070	NEW-P NEW	93-09-032 93-13-105	495E-120-150 495E-120-160	NEW NEW-P	93-13-107 93-09-034
495B-140-040 495B-140-050	NEW NEW	93-05-018	495E-108-080	NEW-P	93-09-032	495E-120-160	NEW	93-13-107
495B-140-060	NEW	93-05-018	495E-108-080	NEW	93-13-105	495E-120-170	NEW-P	93-09-034
495B-140-070	NEW	93-05-018	495E-116-010	NEW-P	93-09-033	495E-120-170	NEW	93-13-107
495B-140-080	NEW	93-05-018	495E-116-010	NEW	93-13-106	495E-120-180	NEW-P	93-09-034
495B-140-090	NEW	93-05-018	495E-116-020	NEW-P	93-09-033	495E-120-180 495E-120-190	NEW D	93-13-107 93-09-034
495B-140-100	NEW NEW	93-05-018 93-05-018	495E-116-020 495E-116-030	NEW NEW-P	93-13-106 93-09-033	495E-120-190 495E-120-190	NEW-P NEW	93-09-034
495B-140-110 495B-168-010	NEW	93-05-018	495E-116-030	NEW	93-13-106	495E-122-010	NEW-P	93-09-035
495B-168-020	NEW	93-05-018	495E-116-040	NEW-P	93-09-033	495E-122-010	NEW	93-13-108
495B-168-030	NEW	93-05-018	495E-116-040	NEW	93-13-106	495E-122-020	NEW-P	93-09-035
495B-168-040	NEW	93-05-018	495E-116-050	NEW-P	93-09-033	495E-122-020	NEW	93-13-108
495B-168-050	NEW	93-05-018	495E-116-050	NEW D	93-13-106	495E-122-030 495E-122-030	NEW-P NEW	93-09-035 93-13-108
495B-168-060 495B-276-010	NEW NEW	93-05-018 93-05-018	495E-116-060 495E-116-060	NEW-P NEW	93-09-033 93-13-106	495E-122-030 495E-122-040	NEW-P	93-13-108
495B-276-010 495B-276-020	NEW	93-05-018	495E-116-070	NEW-P	93-09-033	495E-122-040	NEW	93-13-108
495B-276-030	NEW	93-05-018	495E-116-070	NEW	93-13-106	495E-132-010	NEW-P	93-09-036
495B-276-040	NEW	93-05-018	495E-116-080	NEW-P	93-09-033	495E-132-010	NEW	93-13-109
495B-276-050	NEW	93-05-018	495E-116-080	NEW	93-13-106	495E-133-020	NEW-P	93-09-037
495B-276-060	NEW	93-05-018	495E-116-090	NEW-P NEW	93-09-033 93-13-106	495E-133-020 495E-134-010	NEW NEW-P	93-13-110 93-09-038
495B-276-070 495B-276-080	NEW NEW	93-05-018 93-05-018	495E-116-090 495E-116-100	NEW-P	93-09-033	495E-134-010	NEW	93-13-111
495B-276-090	NEW	93-05-018	495E-116-100	NEW	93-13-106	495E-140-010	NEW-P	93-09-039
495B-276-100	NEW	93-05-018	495E-116-110	NEW-P	93-09-033	495E-140-010	NEW	93-13-112
495B-276-110	NEW	93-05-018	495E-116-110	NEW	93-13-106	495E-140-020	NEW-P	93-09-039
495B-276-120	NEW	93-05-018	495E-116-120	NEW-P	93-09-033	495E-140-020	NEW NEW-P	93-13-112
495B-276-130	NEW NEW	93-05-018 93-05-018	495E-116-120 495E-116-130	NEW NEW-P	93-13-106 93-09-033	495E-140-030 495E-140-030	NEW-P	93-09-039 93-13-112
495B-276-140 495B-280-010	NEW	93-05-018	495E-116-130	NEW	93-13-106	495E-140-040	NEW-P	93-09-039
495B-280-015	NEW	93-05-018	495E-116-140	NEW-P	93-09-033	495E-140-040	NEW	93-13-112
495B-280-020	NEW	93-05-018	495E-116-140	NEW	93-13-106	495E-140-050	NEW-P	93-09-039
495B-280-030	NEW	93-05-018	495E-116-150	NEW-P	93-09-033	495E-140-050	NEW	93-13-112
495B-280-040	NEW	93-05-018 93-05-018	495E-116-150 495E-116-160	NEW NEW-P	93-13-106 93-09-033	495E-140-060 495E-140-060	NEW-P NEW	93-09-039 93-13-112
495B-280-050 495B-280-060	NEW NEW	93-05-018	495E-116-160	NEW-I	93-13-106	495E-140-000	NEW-P	93-09-039
495B-280-070	NEW	93-05-018	495E-116-170	NEW-P	93-09-033	495E-140-070	NEW	93-13-112
495B-280-080	NEW	93-05-018	495E-116-170	NEW	93-13-106	495E-140-080	NEW-P	93-09-039
495B-280-090	NEW	93-05-018	495E-116-180	NEW-P	93-09-033	495E-140-080	NEW	93-13-112
495B-280-100	NEW	93-05-018	495E-116-180 495E-116-190	NEW NEW-P	93-13-106 93-09-033	495E-140-090 495E-140-090	NEW-P NEW	93-09-039 93-13-112
495B-280-110 495B-280-120	NEW NEW	93-05-018 93-05-018	495E-116-190 495E-116-190	NEW-P NEW	93-09-033	495E-140-100	NEW-P	93-13-112
495B-300-010	NEW	93-05-018	495E-120-010	NEW-P	93-09-034	495E-140-100	NEW	93-13-112
495B-300-020	NEW	93-05-018	495E-120-010	NEW	93-13-107	495E-140-110	NEW-P	93-09-039
495B-300-030	NEW	93-05-018	495E-120-020	NEW-P	93-09-034	495E-140-110	NEW	93-13-112
495B-300-040	NEW	93-05-018	495E-120-020	NEW D	93-13-107 93-09-034	495E-168-010 495E-168-010	NEW-P NEW	93-09-040 93-13-113
495B-310-010 495B-310-020	NEW NEW	93-05-018 93-05-018	495E-120-030 495E-120-030	NEW-P NEW	93-09-034	495E-168-020	NEW-P	93-13-113
495B-310-020	NEW	93-05-018	495E-120-040	NEW-P	93-09-034	495E-168-020	NEW	93-13-113
495B-310-040	NEW	93-05-018	495E-120-040	NEW	93-13-107	495E-168-030	NEW-P	93-09-040
495B-325-010	NEW	93-05-018	495E-120-045	NEW-P	93-09-034	495E-168-030	NEW	93-13-113
495D-104-010	AMD	93-03-086	495E-120-045	NEW	93-13-107	495E-168-040	NEW-P	93-09-040
495D-135-040	AMD-E	93-15-073	495E-120-050	NEW-P NEW	93-09-034 93-13-107	495E-168-040 495E-168-050	NEW NEW-P	93-13-113 93-09-040
495D-135-040 495D-135-040	AMD-P AMD	93-16-093 93-19-075	495E-120-050 495E-120-060	NEW-P	93-13-107	495E-168-050	NEW-P	93-13-113
495E-104-010	NEW-P	93-19-073	495E-120-060	NEW-I	93-13-107	495E-168-060	NEW-P	93-09-040
495E-104-010	NEW	93-13-104	495E-120-070	NEW-P	93-09-034	495E-168-060	NEW	93-13-113
495E-104-020	NEW-P	93-09-031	495E-120-070	NEW	93-13-107	495E-276-010	NEW-P	93-09-041
495E-104-020	NEW	93-13-104	495E-120-080	NEW-P	93-09-034	495E-276-010	NEW D	93-13-114
495E-104-030	NEW-P	93-09-031	495E-120-080	NEW NEW-P	93-13-107 93-09-034	495E-276-020 495E-276-020	NEW-P NEW	93-09-041 93-13-114
495E-104-030 495E-108-010	NEW NEW-P	93-13-104 93-09-032	495E-120-090 495E-120-090	NEW-P	93-13-107	495E-276-030	NEW-P	93-09-041
495E-108-010	NEW-F	93-13-105	495E-120-100	NEW-P	93-09-034	495E-276-030	NEW	93-13-114
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Table [54]

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WAC #		WSR #	WAC#	WSR #	WAC #	WSR #
495E-276-040	NEW-P	93-09-041				
495E-276-040	NEW	93-13-114				
495E-276-050	NEW-P	93-09-041				
495E-276-050	NEW	93-13-114				
495E-276-060	NEW-P	93-09-041				
495E-276-060	NEW	93-13-114			I	
495E-276-070	NEW-P	93-09-041				
495E-276-070	NEW	93-13-114				
495E-276-080	NEW-P	93-09-041				
495E-276-080	NEW	93-13-114				
495E-276-090	NEW-P	93-09-041				
495E-276-090	NEW D	93-13-114				
495E-276-100	NEW-P	93-09-041				
495E-276-100 495E-276-110	NEW NEW-P	93-13-114 93-09-041				
495E-276-110	NEW-F	93-13-114				
495E-276-110	NEW-P	93-09-041				
495E-276-120	NEW	93-13-114				
495E-276-130	NEW-P	93-09-041				
495E-276-130	NEW	93-13-114	ł		ļ	,
495E-276-140	NEW-P	93-09-041				
495E-276-140	NEW	93-13-114	1			
495E-280-010	NEW-P	93-09-042	1			
495E-280-010	NEW	93-13-115			ĺ	
495E-280-015	NEW-P	93-09-042				
495E-280-015	NEW	93-13-115				
495E-280-020	NEW-P	93-09-042				
495E-280-020	NEW	93-13-115			1 .	
495E-280-030	NEW-P	93-09-042			1	
495E-280-030	NEW	93-13-115				
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